

House File 766

S-3201

1 Amend House File 766, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <DIVISION I

6 DEPARTMENT ON AGING — FY 2019-2020

7 Section 1. DEPARTMENT ON AGING. There is appropriated from
8 the general fund of the state to the department on aging for
9 the fiscal year beginning July 1, 2019, and ending June 30,
10 2020, the following amount, or so much thereof as is necessary,
11 to be used for the purposes designated:

12 For aging programs for the department on aging and area
13 agencies on aging to provide citizens of Iowa who are 60 years
14 of age and older with case management for frail elders, Iowa's
15 aging and disabilities resource center, and other services
16 which may include but are not limited to adult day services,
17 respite care, chore services, information and assistance,
18 and material aid, for information and options counseling for
19 persons with disabilities who are 18 years of age or older,
20 and for salaries, support, administration, maintenance, and
21 miscellaneous purposes, and for not more than the following
22 full-time equivalent positions:

23	\$ 11,191,441
24	FTEs 27.00

25 1. Funds appropriated in this section may be used to
26 supplement federal funds under federal regulations. To
27 receive funds appropriated in this section, a local area
28 agency on aging shall match the funds with moneys from other
29 sources according to rules adopted by the department. Funds
30 appropriated in this section may be used for elderly services
31 not specifically enumerated in this section only if approved
32 by an area agency on aging for provision of the service within
33 the area.

34 2. Of the funds appropriated in this section, \$279,000 is
35 transferred to the economic development authority for the Iowa

1 commission on volunteer services to be used for the retired and
2 senior volunteer program.

3 3. a. The department on aging shall establish and enforce
4 procedures relating to expenditure of state and federal funds
5 by area agencies on aging that require compliance with both
6 state and federal laws, rules, and regulations, including but
7 not limited to all of the following:

8 (1) Requiring that expenditures are incurred only for goods
9 or services received or performed prior to the end of the
10 fiscal period designated for use of the funds.

11 (2) Prohibiting prepayment for goods or services not
12 received or performed prior to the end of the fiscal period
13 designated for use of the funds.

14 (3) Prohibiting prepayment for goods or services not
15 defined specifically by good or service, time period, or
16 recipient.

17 (4) Prohibiting the establishment of accounts from which
18 future goods or services which are not defined specifically by
19 good or service, time period, or recipient, may be purchased.

20 b. The procedures shall provide that if any funds are
21 expended in a manner that is not in compliance with the
22 procedures and applicable federal and state laws, rules, and
23 regulations, and are subsequently subject to repayment, the
24 area agency on aging expending such funds in contravention of
25 such procedures, laws, rules and regulations, not the state,
26 shall be liable for such repayment.

27 4. Of the funds appropriated in this section, at least
28 \$600,000 shall be used to fund home and community-based
29 services through the area agencies on aging that enable older
30 individuals to avoid more costly utilization of residential or
31 institutional services and remain in their own homes.

32 5. Of the funds appropriated in this section, \$812,000 shall
33 be used for the purposes of [chapter 231E](#) and to administer
34 the prevention of elder abuse, neglect, and exploitation
35 program pursuant to [section 231.56A](#), in accordance with the

1 requirements of the federal Older Americans Act of 1965, 42
2 U.S.C. §3001 et seq., as amended.

3 6. Of the funds appropriated in this section, \$1,000,000
4 shall be used to fund continuation of the aging and disability
5 resource center lifelong links to provide individuals and
6 caregivers with information and services to plan for and
7 maintain independence.

8 7. Of the funds appropriated in this section, \$250,000
9 shall be used by the department on aging, in collaboration with
10 the department of human services and affected stakeholders, to
11 expand the pilot initiative to provide long-term care options
12 counseling utilizing support planning protocols, to assist
13 non-Medicaid eligible consumers who indicate a preference
14 to return to the community and are deemed appropriate for
15 discharge, to return to their community following a nursing
16 facility stay. The department on aging shall submit a report
17 regarding the outcomes of the pilot initiative to the governor
18 and the general assembly by December 15, 2019.

19 DIVISION II

20 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

21 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
22 appropriated from the general fund of the state to the office
23 of long-term care ombudsman for the fiscal year beginning July
24 1, 2019, and ending June 30, 2020, the following amount, or
25 so much thereof as is necessary, to be used for the purposes
26 designated:

27 For salaries, support, administration, maintenance, and
28 miscellaneous purposes, and for not more than the following
29 full-time equivalent positions:

30	\$	1,149,821
31	FTEs	16.00

32 DIVISION III

33 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

34 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
35 from the general fund of the state to the department of public

1 health for the fiscal year beginning July 1, 2019, and ending
2 June 30, 2020, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 1. ADDICTIVE DISORDERS

5 For reducing the prevalence of the use of tobacco, alcohol,
6 and other drugs, and treating individuals affected by addictive
7 behaviors, including gambling, and for not more than the
8 following full-time equivalent positions:

9	\$ 25,110,000
10	FTEs 12.00

11 a. (1) Of the funds appropriated in this subsection,
12 \$4,021,000 shall be used for the tobacco use prevention
13 and control initiative, including efforts at the state and
14 local levels, as provided in [chapter 142A](#). The commission
15 on tobacco use prevention and control established pursuant
16 to [section 142A.3](#) shall advise the director of public health
17 in prioritizing funding needs and the allocation of moneys
18 appropriated for the programs and initiatives. Activities
19 of the programs and initiatives shall be in alignment with
20 the United States centers for disease control and prevention
21 best practices for comprehensive tobacco control programs that
22 include the goals of preventing youth initiation of tobacco
23 usage, reducing exposure to secondhand smoke, and promotion
24 of tobacco cessation. To maximize resources, the department
25 shall determine if third-party sources are available to
26 instead provide nicotine replacement products to an applicant
27 prior to provision of such products to an applicant under
28 the initiative. The department shall track and report to
29 the individuals specified in this Act, any reduction in
30 the provision of nicotine replacement products realized by
31 the initiative through implementation of the prerequisite
32 screening.

33 (2) (a) The department shall collaborate with the
34 alcoholic beverages division of the department of commerce for
35 enforcement of tobacco laws, regulations, and ordinances and to

1 engage in tobacco control activities approved by the division
2 of tobacco use prevention and control of the department of
3 public health as specified in the memorandum of understanding
4 entered into between the divisions.

5 (b) For the fiscal year beginning July 1, 2019, and ending
6 June 30, 2020, the terms of the memorandum of understanding,
7 entered into between the division of tobacco use prevention
8 and control of the department of public health and the
9 alcoholic beverages division of the department of commerce,
10 governing compliance checks conducted to ensure licensed retail
11 tobacco outlet conformity with tobacco laws, regulations, and
12 ordinances relating to persons under 18 years of age, shall
13 continue to restrict the number of such checks to one check per
14 retail outlet, and one additional check for any retail outlet
15 found to be in violation during the first check.

16 b. (1) Of the funds appropriated in this subsection,
17 \$21,089,000 shall be used for problem gambling and
18 substance-related disorder prevention, treatment, and recovery
19 services, including a 24-hour helpline, public information
20 resources, professional training, youth prevention, and program
21 evaluation.

22 (2) Of the amount allocated under this paragraph, \$306,000
23 shall be utilized by the department of public health, in
24 collaboration with the department of human services, to support
25 establishment and maintenance of a single statewide 24-hour
26 crisis hotline for the Iowa children's behavioral health system
27 that incorporates warmline services which may be provided
28 through expansion of existing capabilities maintained by the
29 department of public health as required pursuant to 2018 Iowa
30 Acts, chapter 1056, section 16.

31 c. The requirement of [section 123.17, subsection 5](#), is met
32 by the appropriations and allocations made in this division of
33 this Act for purposes of substance-related disorder treatment
34 and addictive disorders for the fiscal year beginning July 1,
35 2019.

1 2. HEALTHY CHILDREN AND FAMILIES

2 For promoting the optimum health status for children and
3 adolescents from birth through 21 years of age, and families,
4 and for not more than the following full-time equivalent
5 positions:

6 \$ 5,817,057
7 FTEs 14.00

8 a. Of the funds appropriated in this subsection, not more
9 than \$734,000 shall be used for the healthy opportunities for
10 parents to experience success (HOPES)-healthy families Iowa
11 (HFI) program established pursuant to section 135.106. The
12 funding shall be distributed to renew the grants that were
13 provided to the grantees that operated the program during the
14 fiscal year ending June 30, 2018.

15 b. In order to implement the legislative intent stated
16 in sections 135.106 and 256I.9, priority for home visitation
17 program funding shall be given to programs using evidence-based
18 or promising models for home visitation.

19 c. Of the funds appropriated in this subsection, \$3,075,000
20 shall be used for continuation of the department's initiative
21 to provide for adequate developmental surveillance and
22 screening during a child's first five years. The funds shall
23 be used first to fully fund the current sites to ensure that
24 the sites are fully operational, with the remaining funds
25 to be used for expansion to additional sites. The full
26 implementation and expansion shall include enhancing the scope
27 of the initiative through collaboration with the child health
28 specialty clinics to promote healthy child development through
29 early identification and response to both biomedical and social
30 determinants of healthy development; by monitoring child
31 health metrics to inform practice, document long-term health
32 impacts and savings, and provide for continuous improvement
33 through training, education, and evaluation; and by providing
34 for practitioner consultation particularly for children with
35 behavioral conditions and needs. The department of public

1 health shall also collaborate with the Iowa Medicaid enterprise
2 and the child health specialty clinics to integrate the
3 activities of the first five initiative into the establishment
4 of patient-centered medical homes, community utilities,
5 accountable care organizations, and other integrated care
6 models developed to improve health quality and population
7 health while reducing health care costs. To the maximum extent
8 possible, funding allocated in this paragraph shall be utilized
9 as matching funds for medical assistance program reimbursement.

10 d. Of the funds appropriated in this subsection, \$64,000
11 shall be distributed to a statewide dental carrier to provide
12 funds to continue the donated dental services program patterned
13 after the projects developed by the lifeline network to provide
14 dental services to indigent individuals who are elderly or with
15 disabilities.

16 e. Of the funds appropriated in this subsection, \$156,000
17 shall be used to provide audiological services and hearing aids
18 for children.

19 f. Of the funds appropriated in this subsection, \$23,000 is
20 transferred to the university of Iowa college of dentistry for
21 provision of primary dental services to children. State funds
22 shall be matched on a dollar-for-dollar basis. The university
23 of Iowa college of dentistry shall coordinate efforts with the
24 department of public health, oral and health delivery system
25 bureau, to provide dental care to underserved populations
26 throughout the state.

27 g. Of the funds appropriated in this subsection, \$50,000
28 shall be used to address youth suicide prevention.

29 h. Of the funds appropriated in this subsection, \$40,000
30 shall be used to support the Iowa effort to address the survey
31 of children who experience adverse childhood experiences known
32 as ACEs.

33 i. Of the funds appropriated in this subsection, up to
34 \$494,000 shall be used for childhood obesity prevention.

35 3. CHRONIC CONDITIONS

1 For serving individuals identified as having chronic
 2 conditions or special health care needs, and for not more than
 3 the following full-time equivalent positions:
 4 \$ 4,223,519
 5 FTEs 9.00
 6 a. Of the funds appropriated in this subsection, \$153,000
 7 shall be used for grants to individual patients who have an
 8 inherited metabolic disorder to assist with the costs of
 9 medically necessary foods and formula.
 10 b. Of the funds appropriated in this subsection, \$1,055,000
 11 shall be used for the brain injury services program pursuant
 12 to section 135.22B, including \$861,000 for contracting with an
 13 existing nationally affiliated and statewide organization whose
 14 purpose is to educate, serve, and support Iowans with brain
 15 injury and their families, for resource facilitator services
 16 in accordance with section 135.22B, subsection 9, and for
 17 contracting to enhance brain injury training and recruitment
 18 of service providers on a statewide basis. Of the amount
 19 allocated in this paragraph, \$95,000 shall be used to fund
 20 one full-time equivalent position to serve as the state brain
 21 injury services program manager.
 22 c. Of the funds appropriated in this subsection, \$144,000
 23 shall be used for the public purpose of continuing to contract
 24 with an existing nationally affiliated organization to provide
 25 education, client-centered programs, and client and family
 26 support for people living with epilepsy and their families.
 27 The amount allocated in this paragraph in excess of \$100,000
 28 shall be matched dollar-for-dollar by the organization
 29 specified. Funds allocated under this paragraph shall be
 30 distributed in their entirety for the purpose specified on July
 31 1, 2019.
 32 d. Of the funds appropriated in this subsection, \$809,000
 33 shall be used for child health specialty clinics.
 34 e. Of the funds appropriated in this subsection, \$384,000
 35 shall be used by the regional autism assistance program

1 established pursuant to [section 256.35](#), and administered by
2 the child health specialty clinic located at the university of
3 Iowa hospitals and clinics. The funds shall be used to enhance
4 interagency collaboration and coordination of educational,
5 medical, and other human services for persons with autism,
6 their families, and providers of services, including delivering
7 regionalized services of care coordination, family navigation,
8 and integration of services through the statewide system of
9 regional child health specialty clinics and fulfilling other
10 requirements as specified in [chapter 225D](#). The university of
11 Iowa shall not receive funds allocated under this paragraph for
12 indirect costs associated with the regional autism assistance
13 program.

14 f. Of the funds appropriated in this subsection, \$577,000
15 shall be used for the comprehensive cancer control program to
16 reduce the burden of cancer in Iowa through prevention, early
17 detection, effective treatment, and ensuring quality of life.
18 Of the funds allocated in this paragraph "f", \$150,000 shall
19 be used to support a melanoma research symposium, a melanoma
20 biorepository and registry, basic and translational melanoma
21 research, and clinical trials.

22 g. Of the funds appropriated in this subsection, \$97,000
23 shall be used for cervical and colon cancer screening, and
24 \$177,000 shall be used to enhance the capacity of the cervical
25 cancer screening program to include provision of recommended
26 prevention and early detection measures to a broader range of
27 low-income women.

28 h. Of the funds appropriated in this subsection, \$506,000
29 shall be used for the center for congenital and inherited
30 disorders.

31 4. COMMUNITY CAPACITY

32 For strengthening the health care delivery system at the
33 local level, and for not more than the following full-time
34 equivalent positions:

35 \$ 5,094,677

1 FTEs 13.00

2 a. Of the funds appropriated in this subsection, \$95,000

3 is allocated for continuation of the child vision screening

4 program implemented through the university of Iowa hospitals

5 and clinics in collaboration with early childhood Iowa areas.

6 The program shall submit a report to the department regarding

7 the use of funds allocated under this paragraph "a". The

8 report shall include the objectives and results for the

9 program year including the target population and how the funds

10 allocated assisted the program in meeting the objectives; the

11 number, age, and location within the state of individuals

12 served; the type of services provided to the individuals

13 served; the distribution of funds based on service provided;

14 and the continuing needs of the program.

15 b. Of the funds appropriated in this subsection,

16 \$48,000 shall be used for a grant to a statewide association

17 of psychologists that is affiliated with the American

18 psychological association to be used for continuation of a

19 program to rotate intern psychologists in placements in urban

20 and rural mental health professional shortage areas. For the

21 purposes of this paragraph "b", "mental health professional

22 shortage area" means a geographic area in this state that has

23 been designated by the United States department of health and

24 human services, health resources and services administration,

25 bureau of health professionals, as having a shortage of mental

26 health professionals.

27 c. Of the funds appropriated in this subsection, the

28 following amounts are allocated to be used as follows

29 to support the goals of increased access, health system

30 integration, and engagement:

31 (1) Not less than \$600,000 is allocated to the Iowa

32 prescription drug corporation for continuation of the

33 pharmaceutical infrastructure for safety net providers as

34 described in 2007 Iowa Acts, chapter 218, section 108, and for

35 the prescription drug donation repository program created in

1 chapter 135M. Funds allocated under this subparagraph shall
2 be distributed in their entirety for the purpose specified on
3 July 1, 2019.

4 (2) Not less than \$334,000 is allocated to free clinics and
5 free clinics of Iowa for necessary infrastructure, statewide
6 coordination, provider recruitment, service delivery, and
7 provision of assistance to patients in securing a medical home
8 inclusive of oral health care. Funds allocated under this
9 subparagraph shall be distributed in their entirety for the
10 purpose specified on July 1, 2019.

11 (3) Not less than \$25,000 is allocated to the Iowa
12 association of rural health clinics for necessary
13 infrastructure and service delivery transformation. Funds
14 allocated under this subparagraph shall be distributed in their
15 entirety for the purpose specified on July 1, 2019.

16 (4) Not less than \$225,000 is allocated to the Polk county
17 medical society for continuation of the safety net provider
18 patient access to specialty health care initiative as described
19 in 2007 Iowa Acts, chapter 218, section 109. Funds allocated
20 under this subparagraph shall be distributed in their entirety
21 for the purpose specified on July 1, 2019.

22 d. Of the funds appropriated in this subsection, \$191,000
23 is allocated for the purposes of health care and public health
24 workforce initiatives.

25 e. Of the funds appropriated in this subsection, \$96,000
26 shall be used for a matching dental education loan repayment
27 program to be allocated to a dental nonprofit health service
28 corporation to continue to develop the criteria and implement
29 the loan repayment program.

30 f. Of the funds appropriated in this subsection, \$150,000
31 shall be used for the purposes of the Iowa donor registry as
32 specified in [section 142C.18](#).

33 g. Of the funds appropriated in this subsection, \$96,000
34 shall be used for continuation of a grant to a nationally
35 affiliated volunteer eye organization that has an established

1 program for children and adults and that is solely dedicated to
2 preserving sight and preventing blindness through education,
3 nationally certified vision screening and training, and
4 community and patient service programs. The contractor shall
5 submit a report to the individuals identified in this Act for
6 submission of reports regarding the use of funds allocated
7 under this paragraph "g". The report shall include the
8 objectives and results for the program year including the
9 target population and how the funds allocated assisted the
10 program in meeting the objectives; the number, age, grade level
11 if appropriate, and location within the state of individuals
12 served; the type of services provided to the individuals
13 served; the distribution of funds based on services provided;
14 and the continuing needs of the program.

15 h. Of the funds appropriated in this subsection, \$2,000,000
16 shall be deposited in the medical residency training account
17 created in section 135.175, subsection 5, paragraph "a", and
18 is appropriated from the account to the department of public
19 health to be used for the purposes of the medical residency
20 training state matching grants program as specified in section
21 135.176.

22 i. Of the funds appropriated in this subsection, \$250,000
23 shall be used for the public purpose of providing funding to
24 Des Moines university to continue a provider education project
25 to provide primary care physicians with the training and skills
26 necessary to recognize the signs of mental illness in patients.

27 5. ESSENTIAL PUBLIC HEALTH SERVICES

28 To provide public health services that reduce risks and
29 invest in promoting and protecting good health over the
30 course of a lifetime with a priority given to older Iowans and
31 vulnerable populations:

32 \$ 7,662,464

33 6. INFECTIOUS DISEASES

34 For reducing the incidence and prevalence of communicable
35 diseases, and for not more than the following full-time

1 equivalent positions:

2 \$ 1,796,426

3 FTEs 4.00

4 7. PUBLIC PROTECTION

5 For protecting the health and safety of the public through
6 establishing standards and enforcing regulations, and for not
7 more than the following full-time equivalent positions:

8 \$ 4,093,383

9 FTEs 142.00

10 a. Of the funds appropriated in this subsection, not more
11 than \$304,000 shall be credited to the emergency medical
12 services fund created in [section 135.25](#). Moneys in the
13 emergency medical services fund are appropriated to the
14 department to be used for the purposes of the fund.

15 b. Of the funds appropriated in this subsection, up
16 to \$243,000 shall be used for sexual violence prevention
17 programming through a statewide organization representing
18 programs serving victims of sexual violence through the
19 department's sexual violence prevention program, and for
20 continuation of a training program for sexual assault
21 response team (SART) members, including representatives of
22 law enforcement, victim advocates, prosecutors, and certified
23 medical personnel. The amount allocated in this paragraph "b"
24 shall not be used to supplant funding administered for other
25 sexual violence prevention or victims assistance programs.

26 c. Of the funds appropriated in this subsection, up to
27 \$500,000 shall be used for the state poison control center.
28 Pursuant to the directive under 2014 Iowa Acts, chapter
29 1140, section 102, the federal matching funds available to
30 the state poison control center from the department of human
31 services under the federal Children's Health Insurance Program
32 Reauthorization Act allotment shall be subject to the federal
33 administrative cap rule of 10 percent applicable to funding
34 provided under Tit. XXI of the federal Social Security Act and
35 included within the department's calculations of the cap.

1 d. Of the funds appropriated in this subsection, up to
2 \$504,000 shall be used for childhood lead poisoning provisions.

3 8. RESOURCE MANAGEMENT

4 For establishing and sustaining the overall ability of the
5 department to deliver services to the public, and for not more
6 than the following full-time equivalent positions:

7	\$	971,215
8	FTEs	4.00

9 9. MISCELLANEOUS PROVISIONS

10 The university of Iowa hospitals and clinics under the
11 control of the state board of regents shall not receive
12 indirect costs from the funds appropriated in this section.
13 The university of Iowa hospitals and clinics billings to the
14 department shall be on at least a quarterly basis.

15 DIVISION IV

16 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020

17 Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is
18 appropriated from the general fund of the state to the
19 department of veterans affairs for the fiscal year beginning
20 July 1, 2019, and ending June 30, 2020, the following amounts,
21 or so much thereof as is necessary, to be used for the purposes
22 designated:

23 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

24 For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:

27	\$	1,225,500
28	FTEs	15.00

29 2. IOWA VETERANS HOME

30 For salaries, support, maintenance, and miscellaneous
31 purposes:

32	\$	7,162,976
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33 a. The Iowa veterans home billings involving the department
34 of human services shall be submitted to the department on at
35 least a monthly basis.

1 b. Within available resources and in conformance with
2 associated state and federal program eligibility requirements,
3 the Iowa veterans home may implement measures to provide
4 financial assistance to or on behalf of veterans or their
5 spouses who are participating in the community reentry program.

6 c. The Iowa veterans home expenditure report shall be
7 submitted monthly to the legislative services agency.

8 d. The Iowa veterans home shall continue to include in the
9 annual discharge report applicant information to provide for
10 the collection of demographic information including but not
11 limited to the number of individuals applying for admission and
12 admitted or denied admittance and the basis for the admission
13 or denial; the age, gender, and race of such individuals;
14 and the level of care for which such individuals applied for
15 admission including residential or nursing level of care.

16 3. HOME OWNERSHIP ASSISTANCE PROGRAM

17 For transfer to the Iowa finance authority for the
18 continuation of the home ownership assistance program for
19 persons who are or were eligible members of the armed forces of
20 the United States, pursuant to [section 16.54](#):

21 \$ 2,000,000

22 Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
23 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
24 appropriation in [section 35A.16](#) for the fiscal year beginning
25 July 1, 2019, and ending June 30, 2020, the amount appropriated
26 from the general fund of the state pursuant to that section
27 for the following designated purposes shall not exceed the
28 following amount:

29 For the county commissions of veteran affairs fund under
30 section 35A.16:

31 \$ 990,000

32 DIVISION V

33 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020

34 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

35 GRANT. There is appropriated from the fund created in section

1 8.41 to the department of human services for the fiscal year
2 beginning July 1, 2019, and ending June 30, 2020, from moneys
3 received under the federal temporary assistance for needy
4 families (TANF) block grant pursuant to the federal Personal
5 Responsibility and Work Opportunity Reconciliation Act of 1996,
6 Pub. L. No. 104-193, and successor legislation, the following
7 amounts, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 1. To be credited to the family investment program account
10 and used for assistance under the family investment program
11 under [chapter 239B](#):

12 \$ 4,524,006

13 2. To be credited to the family investment program account
14 and used for the job opportunities and basic skills (JOBS)
15 program and implementing family investment agreements in
16 accordance with [chapter 239B](#):

17 \$ 5,412,060

18 3. To be used for the family development and
19 self-sufficiency grant program in accordance with section
20 216A.107:

21 \$ 2,898,980

22 Notwithstanding [section 8.33](#), moneys appropriated in this
23 subsection that remain unencumbered or unobligated at the close
24 of the fiscal year shall not revert but shall remain available
25 for expenditure for the purposes designated until the close of
26 the succeeding fiscal year. However, unless such moneys are
27 encumbered or obligated on or before September 30, 2020, the
28 moneys shall revert.

29 4. For field operations:

30 \$ 31,296,232

31 5. For general administration:

32 \$ 3,744,000

33 6. For state child care assistance:

34 \$ 47,166,826

35 a. Of the funds appropriated in this subsection,

1 \$26,205,412 is transferred to the child care and development
2 block grant appropriation made by the Eighty-eighth General
3 Assembly, 2019 session, for the federal fiscal year beginning
4 October 1, 2019, and ending September 30, 2020. Of this
5 amount, \$200,000 shall be used for provision of educational
6 opportunities to registered child care home providers in order
7 to improve services and programs offered by this category
8 of providers and to increase the number of providers. The
9 department may contract with institutions of higher education
10 or child care resource and referral centers to provide
11 the educational opportunities. Allowable administrative
12 costs under the contracts shall not exceed 5 percent. The
13 application for a grant shall not exceed two pages in length.

14 b. Any funds appropriated in this subsection remaining
15 unallocated shall be used for state child care assistance
16 payments for families who are employed including but not
17 limited to individuals enrolled in the family investment
18 program.

19 7. For child and family services:

20 \$ 32,380,654

21 8. For child abuse prevention grants:

22 \$ 125,000

23 9. For pregnancy prevention grants on the condition that
24 family planning services are funded:

25 \$ 1,913,203

26 Pregnancy prevention grants shall be awarded to programs
27 in existence on or before July 1, 2019, if the programs have
28 demonstrated positive outcomes. Grants shall be awarded to
29 pregnancy prevention programs which are developed after July
30 1, 2019, if the programs are based on existing models that
31 have demonstrated positive outcomes. Grants shall comply with
32 the requirements provided in 1997 Iowa Acts, chapter 208,
33 section 14, subsections 1 and 2, including the requirement that
34 grant programs must emphasize sexual abstinence. Priority in
35 the awarding of grants shall be given to programs that serve

1 areas of the state which demonstrate the highest percentage of
2 unplanned pregnancies of females of childbearing age within the
3 geographic area to be served by the grant.

4 10. For technology needs and other resources necessary
5 to meet federal welfare reform reporting, tracking, and case
6 management requirements:

7 \$ 1,037,186

8 11. a. Notwithstanding any provision to the contrary,
9 including but not limited to requirements in [section 8.41](#) or
10 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the
11 receipt and appropriation of federal block grants, federal
12 funds from the temporary assistance for needy families block
13 grant received by the state and not otherwise appropriated
14 in this section and remaining available for the fiscal year
15 beginning July 1, 2019, are appropriated to the department of
16 human services to the extent as may be necessary to be used in
17 the following priority order: the family investment program,
18 for state child care assistance program payments for families
19 who are employed, and for the family investment program share
20 of system costs for eligibility determination and related
21 functions. The federal funds appropriated in this paragraph
22 "a" shall be expended only after all other funds appropriated
23 in subsection 1 for assistance under the family investment
24 program, in subsection 6 for state child care assistance, or
25 in subsection 10 for technology costs related to the family
26 investment program, as applicable, have been expended. For
27 the purposes of this subsection, the funds appropriated in
28 subsection 6, paragraph "a", for transfer to the child care
29 and development block grant appropriation are considered fully
30 expended when the full amount has been transferred.

31 b. The department shall, on a quarterly basis, advise the
32 legislative services agency and department of management of
33 the amount of funds appropriated in this subsection that was
34 expended in the prior quarter.

35 12. Of the amounts appropriated in this section,

1 \$12,962,008 for the fiscal year beginning July 1, 2019, is
2 transferred to the appropriation of the federal social services
3 block grant made to the department of human services for that
4 fiscal year.

5 13. For continuation of the program providing categorical
6 eligibility for the food assistance program as specified
7 for the program in the section of this division of this Act
8 relating to the family investment program account:

9 \$ 14,236

10 14. The department may transfer funds allocated in this
11 section to the appropriations made in this division of this Act
12 for the same fiscal year for general administration and field
13 operations for resources necessary to implement and operate the
14 services referred to in this section and those funded in the
15 appropriation made in this division of this Act for the same
16 fiscal year for the family investment program from the general
17 fund of the state.

18 15. With the exception of moneys allocated under this
19 section for the family development and self-sufficiency grant
20 program, to the extent moneys allocated in this section are
21 deemed by the department not to be necessary to support the
22 purposes for which they are allocated, such moneys may be
23 used in the same fiscal year for any other purpose for which
24 funds are allocated in this section or in section 8 of this
25 division for the family investment program account. If there
26 are conflicting needs, priority shall first be given to the
27 family investment program account as specified under subsection
28 1 of this section and used for the purposes of assistance under
29 the family investment program in accordance with [chapter 239B](#),
30 followed by state child care assistance program payments for
31 families who are employed, followed by other priorities as
32 specified by the department.

33 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

34 1. Moneys credited to the family investment program (FIP)
35 account for the fiscal year beginning July 1, 2019, and

1 ending June 30, 2020, shall be used to provide assistance in
2 accordance with [chapter 239B](#).

3 2. The department may use a portion of the moneys credited
4 to the FIP account under this section as necessary for
5 salaries, support, maintenance, and miscellaneous purposes.

6 3. The department may transfer funds allocated in
7 subsection 4, excluding the allocation under subsection 4,
8 paragraph "b", to the appropriations made in this division of
9 this Act for the same fiscal year for general administration
10 and field operations for resources necessary to implement
11 and operate the services referred to in this section and
12 those funded in the appropriations made in section 7 for the
13 temporary assistance for needy families block grant and in
14 section 9 for the family investment program from the general
15 fund of the state in this division of this Act for the same
16 fiscal year.

17 4. Moneys appropriated in this division of this Act and
18 credited to the FIP account for the fiscal year beginning July
19 1, 2019, and ending June 30, 2020, are allocated as follows:

20 a. To be retained by the department of human services to
21 be used for coordinating with the department of human rights
22 to more effectively serve participants in FIP and other shared
23 clients and to meet federal reporting requirements under the
24 federal temporary assistance for needy families block grant:
25 \$ 20,000

26 b. To the department of human rights for staffing,
27 administration, and implementation of the family development
28 and self-sufficiency grant program in accordance with section
29 216A.107:

30 \$ 6,192,834

31 (1) Of the funds allocated for the family development
32 and self-sufficiency grant program in this paragraph "b",
33 not more than 5 percent of the funds shall be used for the
34 administration of the grant program.

35 (2) The department of human rights may continue to implement

1 the family development and self-sufficiency grant program
2 statewide during fiscal year 2019-2020.

3 (3) The department of human rights may engage in activities
4 to strengthen and improve family outcomes measures and
5 data collection systems under the family development and
6 self-sufficiency grant program.

7 c. For the diversion subaccount of the FIP account:

8 \$ 815,000

9 A portion of the moneys allocated for the diversion
10 subaccount may be used for field operations, salaries, data
11 management system development, and implementation costs and
12 support deemed necessary by the director of human services
13 in order to administer the FIP diversion program. To the
14 extent moneys allocated in this paragraph "c" are deemed by the
15 department not to be necessary to support diversion activities,
16 such moneys may be used for other efforts intended to increase
17 engagement by family investment program participants in work,
18 education, or training activities, or for the purposes of
19 assistance under the family investment program in accordance
20 with [chapter 239B](#).

21 d. For the food assistance employment and training program:
22 \$ 66,588

23 (1) The department shall apply the federal supplemental
24 nutrition assistance program (SNAP) employment and training
25 state plan in order to maximize to the fullest extent permitted
26 by federal law the use of the 50 percent federal reimbursement
27 provisions for the claiming of allowable federal reimbursement
28 funds from the United States department of agriculture
29 pursuant to the federal SNAP employment and training program
30 for providing education, employment, and training services
31 for eligible food assistance program participants, including
32 but not limited to related dependent care and transportation
33 expenses.

34 (2) The department shall continue the categorical federal
35 food assistance program eligibility at 160 percent of the

1 federal poverty level and continue to eliminate the asset test
2 from eligibility requirements, consistent with federal food
3 assistance program requirements. The department shall include
4 as many food assistance households as is allowed by federal
5 law. The eligibility provisions shall conform to all federal
6 requirements including requirements addressing individuals who
7 are incarcerated or otherwise ineligible.

8 e. For the JOBS program:

9 \$ 12,018,258

10 5. Of the child support collections assigned under FIP,
11 an amount equal to the federal share of support collections
12 shall be credited to the child support recovery appropriation
13 made in this division of this Act. Of the remainder of the
14 assigned child support collections received by the child
15 support recovery unit, a portion shall be credited to the FIP
16 account, a portion may be used to increase recoveries, and a
17 portion may be used to sustain cash flow in the child support
18 payments account. If as a consequence of the appropriations
19 and allocations made in this section the resulting amounts
20 are insufficient to sustain cash assistance payments and meet
21 federal maintenance of effort requirements, the department
22 shall seek supplemental funding. If child support collections
23 assigned under FIP are greater than estimated or are otherwise
24 determined not to be required for maintenance of effort, the
25 state share of either amount may be transferred to or retained
26 in the child support payments account.

27 6. The department may adopt emergency rules for the family
28 investment, JOBS, food assistance, and medical assistance
29 programs if necessary to comply with federal requirements.

30 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
31 is appropriated from the general fund of the state to the
32 department of human services for the fiscal year beginning July
33 1, 2019, and ending June 30, 2020, the following amount, or
34 so much thereof as is necessary, to be used for the purpose
35 designated:

1 To be credited to the family investment program (FIP)
2 account and used for family investment program assistance under
3 chapter 239B:
4 \$ 40,365,037
5 1. Of the funds appropriated in this section, \$6,606,198 is
6 allocated for the JOBS program.
7 2. Of the funds appropriated in this section, \$3,313,854 is
8 allocated for the family development and self-sufficiency grant
9 program.
10 3. a. Notwithstanding [section 8.39](#), for the fiscal
11 year beginning July 1, 2019, if necessary to meet federal
12 maintenance of effort requirements or to transfer federal
13 temporary assistance for needy families block grant funding
14 to be used for purposes of the federal social services block
15 grant or to meet cash flow needs resulting from delays in
16 receiving federal funding or to implement, in accordance with
17 this division of this Act, activities currently funded with
18 juvenile court services, county, or community moneys and state
19 moneys used in combination with such moneys; to comply with
20 federal requirements; or to maximize the use of federal funds;
21 the department of human services may transfer funds within or
22 between any of the appropriations made in this division of this
23 Act and appropriations in law for the federal social services
24 block grant to the department for the following purposes,
25 provided that the combined amount of state and federal
26 temporary assistance for needy families block grant funding
27 for each appropriation remains the same before and after the
28 transfer:
29 (1) For the family investment program.
30 (2) For state child care assistance.
31 (3) For child and family services.
32 (4) For field operations.
33 (5) For general administration.
34 b. This subsection shall not be construed to prohibit the
35 use of existing state transfer authority for other purposes.

1 The department shall report any transfers made pursuant to this
2 subsection to the legislative services agency.

3 4. Of the funds appropriated in this section, \$195,000 shall
4 be used for continuation of a grant to an Iowa-based nonprofit
5 organization with a history of providing tax preparation
6 assistance to low-income Iowans in order to expand the usage of
7 the earned income tax credit. The purpose of the grant is to
8 supply this assistance to underserved areas of the state.

9 5. Of the funds appropriated in this section, \$70,000 shall
10 be used for the continuation of the parenting program, as
11 specified in 441 IAC ch. 100, relating to parental obligations,
12 in which the child support recovery unit participates, to
13 support the efforts of a nonprofit organization committed
14 to strengthening the community through youth development,
15 healthy living, and social responsibility headquartered in
16 a county with a population over 350,000 according to the
17 latest certified federal census. The funds allocated in this
18 subsection shall be used by the recipient organization to
19 develop a larger community effort, through public and private
20 partnerships, to support a broad-based multi-county parenthood
21 initiative that promotes payment of child support obligations,
22 improved family relationships, and full-time employment.

23 6. The department may transfer funds appropriated in this
24 section, excluding the allocation in subsection 2 for the
25 family development and self-sufficiency grant program, to the
26 appropriations made in this division of this Act for general
27 administration and field operations as necessary to administer
28 this section, section 7 for the temporary assistance for needy
29 families block grant, and section 8 for the family investment
30 program account.

31 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated
32 from the general fund of the state to the department of human
33 services for the fiscal year beginning July 1, 2019, and ending
34 June 30, 2020, the following amount, or so much thereof as is
35 necessary, to be used for the purposes designated:

1 For child support recovery, including salaries, support,
2 maintenance, and miscellaneous purposes, and for not more than
3 the following full-time equivalent positions:

4	\$ 14,749,368
5	FTEs 459.00

6 1. The department shall expend up to \$24,000, including
7 federal financial participation, for the fiscal year beginning
8 July 1, 2019, for a child support public awareness campaign.
9 The department and the office of the attorney general shall
10 cooperate in continuation of the campaign. The public
11 awareness campaign shall emphasize, through a variety of
12 media activities, the importance of maximum involvement of
13 both parents in the lives of their children as well as the
14 importance of payment of child support obligations.

15 2. Federal access and visitation grant moneys shall be
16 issued directly to private not-for-profit agencies that provide
17 services designed to increase compliance with the child access
18 provisions of court orders, including but not limited to
19 neutral visitation sites and mediation services.

20 3. The appropriation made to the department for child
21 support recovery may be used throughout the fiscal year in the
22 manner necessary for purposes of cash flow management, and for
23 cash flow management purposes the department may temporarily
24 draw more than the amount appropriated, provided the amount
25 appropriated is not exceeded at the close of the fiscal year.

26 Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
27 FY 2019-2020. Any funds remaining in the health care trust
28 fund created in [section 453A.35A](#) for the fiscal year beginning
29 July 1, 2019, and ending June 30, 2020, are appropriated to
30 the department of human services to supplement the medical
31 assistance program appropriations made in this division of this
32 Act, for medical assistance reimbursement and associated costs,
33 including program administration and costs associated with
34 program implementation.

35 Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY

1 2019-2020. Any funds remaining in the Medicaid fraud fund
2 created in [section 249A.50](#) for the fiscal year beginning
3 July 1, 2019, and ending June 30, 2020, are appropriated to
4 the department of human services to supplement the medical
5 assistance appropriations made in this division of this Act,
6 for medical assistance reimbursement and associated costs,
7 including program administration and costs associated with
8 program implementation.

9 Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the
10 general fund of the state to the department of human services
11 for the fiscal year beginning July 1, 2019, and ending June 30,
12 2020, the following amount, or so much thereof as is necessary,
13 to be used for the purpose designated:

14 For medical assistance program reimbursement and associated
15 costs as specifically provided in the reimbursement
16 methodologies in effect on June 30, 2019, except as otherwise
17 expressly authorized by law, consistent with options under
18 federal law and regulations, and contingent upon receipt of
19 approval from the office of the governor of reimbursement for
20 each abortion performed under the program:

21 \$ 1,425,334,812

22 1. Iowans support reducing the number of abortions
23 performed in our state. Funds appropriated under this section
24 shall not be used for abortions, unless otherwise authorized
25 under this section.

26 2. The provisions of this section relating to abortions
27 shall also apply to the Iowa health and wellness plan created
28 pursuant to [chapter 249N](#).

29 3. The department shall utilize not more than \$60,000 of
30 the funds appropriated in this section to continue the AIDS/HIV
31 health insurance premium payment program as established in 1992
32 Iowa Acts, Second Extraordinary Session, chapter 1001, section
33 409, subsection 6. Of the funds allocated in this subsection,
34 not more than \$5,000 may be expended for administrative
35 purposes.

1 4. Of the funds appropriated in this Act to the department
2 of public health for addictive disorders, \$950,000 for
3 the fiscal year beginning July 1, 2019, is transferred
4 to the department of human services for an integrated
5 substance-related disorder managed care system. The
6 departments of human services and public health shall
7 work together to maintain the level of mental health and
8 substance-related disorder treatment services provided by the
9 managed care contractors. Each department shall take the steps
10 necessary to continue the federal waivers as necessary to
11 maintain the level of services.

12 5. a. The department shall aggressively pursue options for
13 providing medical assistance or other assistance to individuals
14 with special needs who become ineligible to continue receiving
15 services under the early and periodic screening, diagnostic,
16 and treatment program under the medical assistance program
17 due to becoming 21 years of age who have been approved for
18 additional assistance through the department's exception to
19 policy provisions, but who have health care needs in excess
20 of the funding available through the exception to policy
21 provisions.

22 b. Of the funds appropriated in this section, \$100,000
23 shall be used for participation in one or more pilot projects
24 operated by a private provider to allow the individual or
25 individuals to receive service in the community in accordance
26 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
27 (1999), for the purpose of providing medical assistance or
28 other assistance to individuals with special needs who become
29 ineligible to continue receiving services under the early and
30 periodic screening, diagnostic, and treatment program under
31 the medical assistance program due to becoming 21 years of
32 age who have been approved for additional assistance through
33 the department's exception to policy provisions, but who have
34 health care needs in excess of the funding available through
35 the exception to the policy provisions.

1 6. Of the funds appropriated in this section, up to
2 \$3,050,082 may be transferred to the field operations or
3 general administration appropriations in this division of this
4 Act for operational costs associated with Part D of the federal
5 Medicare Prescription Drug Improvement and Modernization Act
6 of 2003, Pub. L. No. 108-173.

7 7. Of the funds appropriated in this section, up to \$442,100
8 may be transferred to the appropriation in this division
9 of this Act for medical contracts to be used for clinical
10 assessment services and prior authorization of services.

11 8. A portion of the funds appropriated in this section
12 may be transferred to the appropriations in this division of
13 this Act for general administration, medical contracts, the
14 children's health insurance program, or field operations to be
15 used for the state match cost to comply with the payment error
16 rate measurement (PERM) program for both the medical assistance
17 and children's health insurance programs as developed by the
18 centers for Medicare and Medicaid services of the United States
19 department of health and human services to comply with the
20 federal Improper Payments Information Act of 2002, Pub. L.
21 No. 107-300, and to support other reviews and quality control
22 activities to improve the integrity of these programs.

23 9. The department shall continue to implement the
24 recommendations of the assuring better child health and
25 development initiative II (ABCDII) clinical panel to the
26 Iowa early and periodic screening, diagnostic, and treatment
27 services healthy mental development collaborative board
28 regarding changes to billing procedures, codes, and eligible
29 service providers.

30 10. Of the funds appropriated in this section, a sufficient
31 amount is allocated to supplement the incomes of residents of
32 nursing facilities, intermediate care facilities for persons
33 with mental illness, and intermediate care facilities for
34 persons with an intellectual disability, with incomes of less
35 than \$50 in the amount necessary for the residents to receive a

1 personal needs allowance of \$50 per month pursuant to section
2 249A.30A.

3 11. a. Hospitals that meet the conditions specified
4 in subparagraphs (1) and (2) shall either certify public
5 expenditures or transfer to the medical assistance program
6 an amount equal to provide the nonfederal share for a
7 disproportionate share hospital payment in an amount up to the
8 hospital-specific limit as approved in the Medicaid state plan.
9 The hospitals that meet the conditions specified shall receive
10 and retain 100 percent of the total disproportionate share
11 hospital payment in an amount up to the hospital-specific limit
12 as approved in the Medicaid state plan.

13 (1) The hospital qualifies for disproportionate share and
14 graduate medical education payments.

15 (2) The hospital is an Iowa state-owned hospital with more
16 than 500 beds and eight or more distinct residency specialty
17 or subspecialty programs recognized by the American college of
18 graduate medical education.

19 b. Distribution of the disproportionate share payments
20 shall be made on a monthly basis. The total amount of
21 disproportionate share payments including graduate medical
22 education, enhanced disproportionate share, and Iowa
23 state-owned teaching hospital payments shall not exceed the
24 amount of the state's allotment under Pub. L. No. 102-234.
25 In addition, the total amount of all disproportionate
26 share payments shall not exceed the hospital-specific
27 disproportionate share limits under Pub. L. No. 103-66.

28 12. One hundred percent of the nonfederal share of payments
29 to area education agencies that are medical assistance
30 providers for medical assistance-covered services provided to
31 medical assistance-covered children, shall be made from the
32 appropriation made in this section.

33 13. A portion of the funds appropriated in this section
34 may be transferred to the appropriation in this division of
35 this Act for medical contracts to be used for administrative

1 activities associated with the money follows the person
2 demonstration project.

3 14. Of the funds appropriated in this section, \$349,011
4 shall be used for the administration of the health insurance
5 premium payment program, including salaries, support,
6 maintenance, and miscellaneous purposes.

7 15. a. The department may increase the amounts allocated
8 for salaries, support, maintenance, and miscellaneous purposes
9 associated with the medical assistance program, as necessary,
10 to sustain cost management efforts. The department shall
11 report any such increase to the legislative services agency and
12 the department of management.

13 b. If the savings to the medical assistance program from
14 ongoing cost management efforts exceed the associated cost
15 for the fiscal year beginning July 1, 2019, the department
16 may transfer any savings generated for the fiscal year due
17 to medical assistance program cost management efforts to the
18 appropriation made in this division of this Act for medical
19 contracts or general administration to defray the costs
20 associated with implementing the efforts.

21 16. For the fiscal year beginning July 1, 2019, and ending
22 June 30, 2020, the replacement generation tax revenues required
23 to be deposited in the property tax relief fund pursuant to
24 section 437A.8, subsection 4, paragraph "d", and section
25 437A.15, subsection 3, paragraph "f", shall instead be credited
26 to and supplement the appropriation made in this section and
27 used for the allocations made in this section.

28 17. a. Of the funds appropriated in this section, up
29 to \$50,000 may be transferred by the department to the
30 appropriation made in this division of this Act to the
31 department for the same fiscal year for general administration
32 to be used for associated administrative expenses and for not
33 more than one full-time equivalent position, in addition to
34 those authorized for the same fiscal year, to be assigned to
35 implementing the children's mental health home project.

1 b. Of the funds appropriated in this section, up to \$400,000
2 may be transferred by the department to the appropriation made
3 to the department in this division of this Act for the same
4 fiscal year for Medicaid program-related general administration
5 planning and implementation activities. The funds may be used
6 for contracts or for personnel in addition to the amounts
7 appropriated for and the positions authorized for general
8 administration for the fiscal year.

9 c. Of the funds appropriated in this section, up to
10 \$3,000,000 may be transferred by the department to the
11 appropriations made in this division of this Act for the same
12 fiscal year for general administration or medical contracts
13 to be used to support the development and implementation of
14 standardized assessment tools for persons with mental illness,
15 an intellectual disability, a developmental disability, or a
16 brain injury.

17 18. Of the funds appropriated in this section, \$150,000
18 shall be used for lodging expenses associated with care
19 provided at the university of Iowa hospitals and clinics for
20 patients with cancer whose travel distance is 30 miles or more
21 and whose income is at or below 200 percent of the federal
22 poverty level as defined by the most recently revised poverty
23 income guidelines published by the United States department of
24 health and human services. The department of human services
25 shall establish the maximum number of overnight stays and the
26 maximum rate reimbursed for overnight lodging, which may be
27 based on the state employee rate established by the department
28 of administrative services. The funds allocated in this
29 subsection shall not be used as nonfederal share matching
30 funds.

31 19. Of the funds appropriated in this section, up to
32 \$3,383,880 shall be used for administration of the state family
33 planning services program pursuant to section 217.41B, and
34 of this amount, the department may use up to \$200,000 for
35 administrative expenses.

1 20. Of the funds appropriated in this section, \$1,545,530
2 shall be used and may be transferred to other appropriations
3 in this division of this Act as necessary to administer the
4 provisions in the division of this Act relating to Medicaid
5 program administration.

6 21. The department shall continue to implement and
7 administer the provisions of 2018 Iowa Acts, chapter 1056.
8 Of the funds appropriated in this section, up to \$39,069 may
9 be transferred to the department of inspections and appeals
10 for inspection costs related to such implementation and
11 administration.

12 22. Of the funds appropriated in this section, up to
13 \$1,200,000 shall be used to implement reductions in the waiting
14 list for the children's mental health home and community-based
15 services waiver.

16 23. The department of human services shall utilize
17 \$1,000,000 of the funds appropriated under this section to
18 increase the current supported community living provider daily
19 rate cells for all tiers under the tiered rate reimbursement
20 methodology effective with dates of service beginning July 1,
21 2019.

22 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the
23 general fund of the state to the department of human services
24 for the fiscal year beginning July 1, 2019, and ending June 30,
25 2020, the following amount, or so much thereof as is necessary,
26 to be used for the purpose designated:

27 For medical contracts:

28 \$ 17,992,530

29 1. The department of inspections and appeals shall
30 provide all state matching funds for survey and certification
31 activities performed by the department of inspections
32 and appeals. The department of human services is solely
33 responsible for distributing the federal matching funds for
34 such activities.

35 2. Of the funds appropriated in this section, \$50,000 shall

1 be used for continuation of home and community-based services
2 waiver quality assurance programs, including the review and
3 streamlining of processes and policies related to oversight and
4 quality management to meet state and federal requirements.

5 3. Of the amount appropriated in this section, up to
6 \$200,000 may be transferred to the appropriation for general
7 administration in this division of this Act to be used for
8 additional full-time equivalent positions in the development
9 of key health initiatives such as development and oversight
10 of managed care programs and development of health strategies
11 targeted toward improved quality and reduced costs in the
12 Medicaid program.

13 4. Of the funds appropriated in this section, \$1,000,000
14 shall be used for planning and development, in cooperation with
15 the department of public health, of a phased-in program to
16 provide a dental home for children.

17 5. a. Of the funds appropriated in this section, \$573,000
18 shall be credited to the autism support program fund created
19 in [section 225D.2](#) to be used for the autism support program
20 created in [chapter 225D](#).

21 b. Of the funds allocated in this subsection, \$25,000 shall
22 be used for the public purpose of continuation of a grant to a
23 nonprofit provider of child welfare services that has been in
24 existence for more than 115 years, is located in a county with
25 a population between 200,000 and 220,000 according to the most
26 recent federal decennial census, is licensed as a psychiatric
27 medical institution for children, and provides school-based
28 programming, to be used for support services for children with
29 autism spectrum disorder and their families.

30 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

31 1. There is appropriated from the general fund of the
32 state to the department of human services for the fiscal year
33 beginning July 1, 2019, and ending June 30, 2020, the following
34 amount, or so much thereof as is necessary, to be used for the
35 purpose designated:

1 For the state supplementary assistance program:
2 \$ 7,812,909

3 2. The department shall increase the personal needs
4 allowance for residents of residential care facilities by the
5 same percentage and at the same time as federal supplemental
6 security income and federal social security benefits are
7 increased due to a recognized increase in the cost of living.
8 The department may adopt emergency rules to implement this
9 subsection.

10 3. If during the fiscal year beginning July 1, 2019,
11 the department projects that state supplementary assistance
12 expenditures for a calendar year will not meet the federal
13 pass-through requirement specified in Tit. XVI of the federal
14 Social Security Act, section 1618, as codified in 42 U.S.C.
15 §1382g, the department may take actions including but not
16 limited to increasing the personal needs allowance for
17 residential care facility residents and making programmatic
18 adjustments or upward adjustments of the residential care
19 facility or in-home health-related care reimbursement rates
20 prescribed in this division of this Act to ensure that federal
21 requirements are met. In addition, the department may make
22 other programmatic and rate adjustments necessary to remain
23 within the amount appropriated in this section while ensuring
24 compliance with federal requirements. The department may adopt
25 emergency rules to implement the provisions of this subsection.

26 4. Notwithstanding [section 8.33](#), moneys appropriated in
27 this section that remain unencumbered or unobligated at the
28 close of the fiscal year shall not revert but shall remain
29 available for expenditure for the purposes designated until the
30 close of the succeeding fiscal year.

31 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

32 1. There is appropriated from the general fund of the
33 state to the department of human services for the fiscal year
34 beginning July 1, 2019, and ending June 30, 2020, the following
35 amount, or so much thereof as is necessary, to be used for the

1 purpose designated:

2 For maintenance of the healthy and well kids in Iowa (hawk-i)
3 program pursuant to [chapter 514I](#), including supplemental dental
4 services, for receipt of federal financial participation under
5 Tit. XXI of the federal Social Security Act, which creates the
6 children's health insurance program:

7 \$ 19,361,112

8 2. Of the funds appropriated in this section, \$79,486 is
9 allocated for continuation of the contract for outreach with
10 the department of public health.

11 3. A portion of the funds appropriated in this section may
12 be transferred to the appropriations made in this division of
13 this Act for field operations or medical contracts to be used
14 for the integration of hawk-i program eligibility, payment, and
15 administrative functions under the purview of the department
16 of human services, including for the Medicaid management
17 information system upgrade.

18 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated
19 from the general fund of the state to the department of human
20 services for the fiscal year beginning July 1, 2019, and ending
21 June 30, 2020, the following amount, or so much thereof as is
22 necessary, to be used for the purpose designated:

23 For child care programs:

24 \$ 40,816,931

25 1. Of the funds appropriated in this section, \$34,966,931
26 shall be used for state child care assistance in accordance
27 with [section 237A.13](#).

28 2. Nothing in this section shall be construed or is
29 intended as or shall imply a grant of entitlement for services
30 to persons who are eligible for assistance due to an income
31 level consistent with the waiting list requirements of section
32 237A.13. Any state obligation to provide services pursuant to
33 this section is limited to the extent of the funds appropriated
34 in this section.

35 3. A list of the registered and licensed child care

1 facilities operating in the area served by a child care
2 resource and referral service shall be made available to the
3 families receiving state child care assistance in that area.

4 4. Of the funds appropriated in this section, \$5,850,000
5 shall be credited to the early childhood programs grants
6 account in the early childhood Iowa fund created in section
7 256I.11. The moneys shall be distributed for funding of
8 community-based early childhood programs targeted to children
9 from birth through five years of age developed by early
10 childhood Iowa areas in accordance with approved community
11 plans as provided in [section 256I.8](#).

12 5. The department may use any of the funds appropriated
13 in this section as a match to obtain federal funds for use in
14 expanding child care assistance and related programs. For
15 the purpose of expenditures of state and federal child care
16 funding, funds shall be considered obligated at the time
17 expenditures are projected or are allocated to the department's
18 service areas. Projections shall be based on current and
19 projected caseload growth, current and projected provider
20 rates, staffing requirements for eligibility determination
21 and management of program requirements including data systems
22 management, staffing requirements for administration of the
23 program, contractual and grant obligations and any transfers
24 to other state agencies, and obligations for decategorization
25 or innovation projects.

26 6. A portion of the state match for the federal child care
27 and development block grant shall be provided as necessary to
28 meet federal matching funds requirements through the state
29 general fund appropriation made for child development grants
30 and other programs for at-risk children in [section 279.51](#).

31 7. If a uniform reduction ordered by the governor under
32 section 8.31 or other operation of law, transfer, or federal
33 funding reduction reduces the appropriation made in this
34 section for the fiscal year, the percentage reduction in the
35 amount paid out to or on behalf of the families participating

1 in the state child care assistance program shall be equal to or
2 less than the percentage reduction made for any other purpose
3 payable from the appropriation made in this section and the
4 federal funding relating to it. The percentage reduction to
5 the other allocations made in this section shall be the same as
6 the uniform reduction ordered by the governor or the percentage
7 change of the federal funding reduction, as applicable. If
8 there is an unanticipated increase in federal funding provided
9 for state child care services, the entire amount of the
10 increase, except as necessary to meet federal requirements
11 including quality set asides, shall be used for state child
12 care assistance payments. If the appropriations made for
13 purposes of the state child care assistance program for the
14 fiscal year are determined to be insufficient, it is the intent
15 of the general assembly to appropriate sufficient funding for
16 the fiscal year in order to avoid establishment of waiting list
17 requirements.

18 8. Notwithstanding [section 8.33](#), moneys advanced for
19 purposes of the programs developed by early childhood Iowa
20 areas, advanced for purposes of wraparound child care, or
21 received from the federal appropriations made for the purposes
22 of this section that remain unencumbered or unobligated at the
23 close of the fiscal year shall not revert to any fund but shall
24 remain available for expenditure for the purposes designated
25 until the close of the succeeding fiscal year.

26 Sec. 17. JUVENILE INSTITUTION. There is appropriated
27 from the general fund of the state to the department of human
28 services for the fiscal year beginning July 1, 2019, and ending
29 June 30, 2020, the following amounts, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 1. a. For operation of the state training school at Eldora
32 and for salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35 \$ 13,920,757

1 FTEs 207.00

2 b. Of the funds appropriated in this subsection, \$91,000

3 shall be used for distribution to licensed classroom teachers

4 at this and other institutions under the control of the

5 department of human services based upon the average student

6 yearly enrollment at each institution as determined by the

7 department.

8 c. The additional full-time equivalent positions authorized

9 in paragraph "a" shall include 1.00 youth services technician,

10 1.00 clinical supervisor, and 1.00 registered nurse, or

11 comparable additional, full-time equivalent positions.

12 2. A portion of the moneys appropriated in this section

13 shall be used by the state training school at Eldora for

14 grants for adolescent pregnancy prevention activities at the

15 institution in the fiscal year beginning July 1, 2019.

16 3. Of the funds appropriated in this subsection, \$212,000

17 shall be used by the state training school at Eldora for a

18 substance use disorder treatment program at the institution for

19 the fiscal year beginning July 1, 2019.

20 4. Notwithstanding [section 8.33](#), moneys appropriated in

21 this section that remain unencumbered or unobligated at the

22 close of the fiscal year shall not revert but shall remain

23 available for expenditure for the purposes designated until the

24 close of the succeeding fiscal year.

25 Sec. 18. CHILD AND FAMILY SERVICES.

26 1. There is appropriated from the general fund of the

27 state to the department of human services for the fiscal year

28 beginning July 1, 2019, and ending June 30, 2020, the following

29 amount, or so much thereof as is necessary, to be used for the

30 purpose designated:

31 For child and family services:

32 \$ 89,071,761

33 2. The department may transfer funds appropriated in this

34 section as necessary to pay the nonfederal costs of services

35 reimbursed under the medical assistance program, state child

1 care assistance program, or the family investment program which
2 are provided to children who would otherwise receive services
3 paid under the appropriation in this section. The department
4 may transfer funds appropriated in this section to the
5 appropriations made in this division of this Act for general
6 administration and for field operations for resources necessary
7 to implement and operate the services funded in this section.

8 3. a. Of the funds appropriated in this section, up to
9 \$34,536,000 is allocated as the statewide expenditure target
10 under [section 232.143](#) for group foster care maintenance and
11 services. If the department projects that such expenditures
12 for the fiscal year will be less than the target amount
13 allocated in this paragraph "a", the department may reallocate
14 the excess to provide additional funding for family foster
15 care, independent living, family safety, risk and permanency
16 services, shelter care, or the child welfare emergency services
17 addressed with the allocation for shelter care.

18 b. If at any time after September 30, 2019, annualization
19 of a service area's current expenditures indicates a service
20 area is at risk of exceeding its group foster care expenditure
21 target under [section 232.143](#) by more than 5 percent, the
22 department and juvenile court services shall examine all
23 group foster care placements in that service area in order to
24 identify those which might be appropriate for termination.
25 In addition, any aftercare services believed to be needed
26 for the children whose placements may be terminated shall be
27 identified. The department and juvenile court services shall
28 initiate action to set dispositional review hearings for the
29 placements identified. In such a dispositional review hearing,
30 the juvenile court shall determine whether needed aftercare
31 services are available and whether termination of the placement
32 is in the best interest of the child and the community.

33 4. In accordance with the provisions of [section 232.188](#),
34 the department shall continue the child welfare and juvenile
35 justice funding initiative during fiscal year 2019-2020. Of

1 the funds appropriated in this section, \$1,717,000 is allocated
2 specifically for expenditure for fiscal year 2019-2020 through
3 the decategorization services funding pools and governance
4 boards established pursuant to [section 232.188](#).

5 5. A portion of the funds appropriated in this section
6 may be used for emergency family assistance to provide other
7 resources required for a family participating in a family
8 preservation or reunification project or successor project to
9 stay together or to be reunified.

10 6. Of the funds appropriated in this section, a sufficient
11 amount is allocated for shelter care and the child welfare
12 emergency services contracting implemented to provide for or
13 prevent the need for shelter care.

14 7. Federal funds received by the state during the fiscal
15 year beginning July 1, 2019, as the result of the expenditure
16 of state funds appropriated during a previous state fiscal
17 year for a service or activity funded under this section are
18 appropriated to the department to be used as additional funding
19 for services and purposes provided for under this section.
20 Notwithstanding [section 8.33](#), moneys received in accordance
21 with this subsection that remain unencumbered or unobligated at
22 the close of the fiscal year shall not revert to any fund but
23 shall remain available for the purposes designated until the
24 close of the succeeding fiscal year.

25 8. a. Of the funds appropriated in this section, up to
26 \$3,290,000 is allocated for the payment of the expenses of
27 court-ordered services provided to juveniles who are under the
28 supervision of juvenile court services, which expenses are a
29 charge upon the state pursuant to [section 232.141](#), subsection
30 4. Of the amount allocated in this paragraph "a", up to
31 \$1,556,000 shall be made available to provide school-based
32 supervision of children adjudicated under [chapter 232](#), of which
33 not more than \$15,000 may be used for the purpose of training.
34 A portion of the cost of each school-based liaison officer
35 shall be paid by the school district or other funding source as

1 approved by the chief juvenile court officer.

2 b. Of the funds appropriated in this section, up to \$748,000
3 is allocated for the payment of the expenses of court-ordered
4 services provided to children who are under the supervision
5 of the department, which expenses are a charge upon the state
6 pursuant to [section 232.141, subsection 4](#).

7 c. Notwithstanding [section 232.141](#) or any other provision
8 of law to the contrary, the amounts allocated in this
9 subsection shall be distributed to the judicial districts
10 as determined by the state court administrator and to the
11 department's service areas as determined by the administrator
12 of the department of human services' division of child and
13 family services. The state court administrator and the
14 division administrator shall make the determination of the
15 distribution amounts on or before June 15, 2019.

16 d. Notwithstanding [chapter 232](#) or any other provision of
17 law to the contrary, a district or juvenile court shall not
18 order any service which is a charge upon the state pursuant
19 to [section 232.141](#) if there are insufficient court-ordered
20 services funds available in the district court or departmental
21 service area distribution amounts to pay for the service. The
22 chief juvenile court officer and the departmental service area
23 manager shall encourage use of the funds allocated in this
24 subsection such that there are sufficient funds to pay for
25 all court-related services during the entire year. The chief
26 juvenile court officers and departmental service area managers
27 shall attempt to anticipate potential surpluses and shortfalls
28 in the distribution amounts and shall cooperatively request the
29 state court administrator or division administrator to transfer
30 funds between the judicial districts' or departmental service
31 areas' distribution amounts as prudent.

32 e. Notwithstanding any provision of law to the contrary,
33 a district or juvenile court shall not order a county to pay
34 for any service provided to a juvenile pursuant to an order
35 entered under [chapter 232](#) which is a charge upon the state

1 under [section 232.141, subsection 4.](#)

2 f. Of the funds allocated in this subsection, not more than
3 \$83,000 may be used by the judicial branch for administration
4 of the requirements under this subsection.

5 g. Of the funds allocated in this subsection, \$17,000
6 shall be used by the department of human services to support
7 the interstate commission for juveniles in accordance with
8 the interstate compact for juveniles as provided in section
9 232.173.

10 9. Of the funds appropriated in this section, \$12,253,000 is
11 allocated for juvenile delinquent graduated sanctions services.
12 Any state funds saved as a result of efforts by juvenile court
13 services to earn a federal Tit. IV-E match for juvenile court
14 services administration may be used for the juvenile delinquent
15 graduated sanctions services.

16 10. Of the funds appropriated in this section, \$1,658,000 is
17 transferred to the department of public health to be used for
18 the child protection center grant program for child protection
19 centers located in Iowa in accordance with [section 135.118.](#)
20 The grant amounts under the program shall be equalized so that
21 each center receives a uniform base amount of \$245,000, and so
22 that the remaining funds are awarded through a funding formula
23 based upon the volume of children served. To increase access
24 to child protection center services for children in rural
25 areas, the funding formula for the awarding of the remaining
26 funds shall provide for the awarding of an enhanced amount to
27 eligible grantees to develop and maintain satellite centers in
28 underserved regions of the state.

29 11. Of the funds appropriated in this section, \$4,025,000 is
30 allocated for the preparation for adult living program pursuant
31 to [section 234.46.](#)

32 12. Of the funds appropriated in this section, \$227,000
33 shall be used for the public purpose of continuing a grant to a
34 nonprofit human services organization, providing services to
35 individuals and families in multiple locations in southwest

1 Iowa and Nebraska for support of a project providing immediate,
2 sensitive support and forensic interviews, medical exams, needs
3 assessments, and referrals for victims of child abuse and their
4 nonoffending family members.

5 13. Of the funds appropriated in this section, \$300,000
6 is allocated for the foster care youth council approach of
7 providing a support network to children placed in foster care.

8 14. Of the funds appropriated in this section, \$202,000 is
9 allocated for use pursuant to [section 235A.1](#) for continuation
10 of the initiative to address child sexual abuse implemented
11 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
12 21.

13 15. Of the funds appropriated in this section, \$630,000 is
14 allocated for the community partnership for child protection
15 sites.

16 16. Of the funds appropriated in this section, \$371,000
17 is allocated for the department's minority youth and family
18 projects under the redesign of the child welfare system.

19 17. Of the funds appropriated in this section, \$851,000
20 is allocated for funding of the community circle of care
21 collaboration for children and youth in northeast Iowa.

22 18. Of the funds appropriated in this section, at least
23 \$147,000 shall be used for the continuation of the child
24 welfare provider training academy, a collaboration between the
25 coalition for family and children's services in Iowa and the
26 department.

27 19. Of the funds appropriated in this section, \$211,000
28 shall be used for continuation of the central Iowa system of
29 care program grant through June 30, 2020.

30 20. Of the funds appropriated in this section, \$235,000
31 shall be used for the public purpose of the continuation
32 and expansion of a system of care program grant implemented
33 in Cerro Gordo and Linn counties to utilize a comprehensive
34 and long-term approach for helping children and families by
35 addressing the key areas in a child's life of childhood basic

1 needs, education and work, family, and community.

2 21. Of the funds appropriated in this section, at least
3 \$25,000 shall be used to continue and to expand the foster
4 care respite pilot program in which postsecondary students in
5 social work and other human services-related programs receive
6 experience by assisting family foster care providers with
7 respite and other support.

8 22. Of the funds appropriated in this section, \$110,000
9 shall be used for the public purpose of funding community-based
10 services and other supports with a system of care approach
11 for children with a serious emotional disturbance and their
12 families through a nonprofit provider of child welfare services
13 that has been in existence for more than 115 years, is located
14 in a county with a population of more than 200,000 but less
15 than 220,000 according to the latest certified federal census,
16 is licensed as a psychiatric medical institution for children,
17 and was a system of care grantee prior to July 1, 2019.

18 23. If a separate funding source is identified that reduces
19 the need for state funds within an allocation under this
20 section, the allocated state funds may be redistributed to
21 other allocations under this section for the same fiscal year.

22 Sec. 19. ADOPTION SUBSIDY.

23 1. There is appropriated from the general fund of the
24 state to the department of human services for the fiscal year
25 beginning July 1, 2019, and ending June 30, 2020, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purpose designated:

28 a. For adoption subsidy payments and services:

29 \$ 40,596,007

30 b. (1) The funds appropriated in this section shall be used
31 as authorized or allowed by federal law or regulation for any
32 of the following purposes:

33 (a) For adoption subsidy payments and related costs.

34 (b) For post-adoption services and for other purposes under
35 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

1 (2) The department of human services may transfer funds
2 appropriated in this subsection to the appropriation for
3 child and family services in this Act for the purposes of
4 post-adoption services as specified in this paragraph "b".

5 c. Notwithstanding [section 8.33](#), moneys corresponding to
6 the state savings resulting from implementation of the federal
7 Fostering Connections to Success and Increasing Adoptions Act
8 of 2008, Pub. L. No. 110-351, and successor legislation, as
9 determined in accordance with 42 U.S.C. §673(a)(8), that remain
10 unencumbered or unobligated at the close of the fiscal year,
11 shall not revert to any fund but shall remain available for the
12 purposes designated in this subsection until expended. The
13 amount of such savings and any corresponding funds remaining
14 at the close of the fiscal year shall be determined separately
15 and any changes in either amount between fiscal years shall not
16 result in an unfunded need.

17 2. The department may transfer funds appropriated in
18 this section to the appropriation made in this division of
19 this Act for general administration for costs paid from the
20 appropriation relating to adoption subsidy.

21 3. Federal funds received by the state during the
22 fiscal year beginning July 1, 2019, as the result of the
23 expenditure of state funds during a previous state fiscal
24 year for a service or activity funded under this section are
25 appropriated to the department to be used as additional funding
26 for the services and activities funded under this section.
27 Notwithstanding [section 8.33](#), moneys received in accordance
28 with this subsection that remain unencumbered or unobligated
29 at the close of the fiscal year shall not revert to any fund
30 but shall remain available for expenditure for the purposes
31 designated until the close of the succeeding fiscal year.

32 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited
33 in the juvenile detention home fund created in [section 232.142](#)
34 during the fiscal year beginning July 1, 2019, and ending June
35 30, 2020, are appropriated to the department of human services

1 for the fiscal year beginning July 1, 2019, and ending June 30,
2 2020, for distribution of an amount equal to a percentage of
3 the costs of the establishment, improvement, operation, and
4 maintenance of county or multicounty juvenile detention homes
5 in the fiscal year beginning July 1, 2018. Moneys appropriated
6 for distribution in accordance with this section shall be
7 allocated among eligible detention homes, prorated on the basis
8 of an eligible detention home's proportion of the costs of all
9 eligible detention homes in the fiscal year beginning July
10 1, 2018. The percentage figure shall be determined by the
11 department based on the amount available for distribution for
12 the fund. Notwithstanding [section 232.142, subsection 3](#), the
13 financial aid payable by the state under that provision for the
14 fiscal year beginning July 1, 2019, shall be limited to the
15 amount appropriated for the purposes of this section.

16 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2019, and ending June 30, 2020, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purpose designated:

22 For the family support subsidy program subject to the
23 enrollment restrictions in [section 225C.37, subsection 3](#):

24 \$ 949,282

25 2. At least \$819,275 of the moneys appropriated in this
26 section is transferred to the department of public health for
27 the family support center component of the comprehensive family
28 support program under [chapter 225C](#), subchapter V.

29 3. If at any time during the fiscal year, the amount of
30 funding available for the family support subsidy program
31 is reduced from the amount initially used to establish the
32 figure for the number of family members for whom a subsidy
33 is to be provided at any one time during the fiscal year,
34 notwithstanding [section 225C.38, subsection 2](#), the department
35 shall revise the figure as necessary to conform to the amount

1 of funding available.

2 Sec. 22. CONNER DECREE. There is appropriated from the
3 general fund of the state to the department of human services
4 for the fiscal year beginning July 1, 2019, and ending June 30,
5 2020, the following amount, or so much thereof as is necessary,
6 to be used for the purpose designated:

7 For building community capacity through the coordination
8 and provision of training opportunities in accordance with the
9 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
10 Iowa, July 14, 1994):

11 \$ 33,632

12 Sec. 23. MENTAL HEALTH INSTITUTES.

13 1. There is appropriated from the general fund of the
14 state to the department of human services for the fiscal year
15 beginning July 1, 2019, and ending June 30, 2020, the following
16 amounts, or so much thereof as is necessary, to be used for the
17 purposes designated:

18 a. (1) For operation of the state mental health institute
19 at Cherokee as required by chapters 218 and 226 for salaries,
20 support, maintenance, and miscellaneous purposes, and for not
21 more than the following full-time equivalent positions:

22 \$ 14,216,149

23 FTEs 169.00

24 (2) The additional full-time equivalent positions
25 authorized in this paragraph "a" shall include 3.50 security
26 staff and 3.00 support staff, or comparable additional,
27 full-time equivalent positions.

28 b. (1) For operation of the state mental health institute
29 at Independence as required by chapters 218 and 226 for
30 salaries, support, maintenance, and miscellaneous purposes, and
31 for not more than the following full-time equivalent positions:

32 \$ 19,165,110

33 FTEs 208.00

34 (2) The additional full-time equivalent positions
35 authorized in this paragraph "b" shall include 3.50 security

1 staff, or comparable additional, full-time equivalent
2 positions.

3 2. Notwithstanding [sections 218.78](#) and [249A.11](#), any revenue
4 received from the state mental health institute at Cherokee or
5 the state mental health institute at Independence pursuant to
6 42 C.F.R. §438.6(e) may be retained and expended by the mental
7 health institute.

8 3. Notwithstanding any provision of law to the contrary,
9 a Medicaid member residing at the state mental health
10 institute at Cherokee or the state mental health institute
11 at Independence shall retain Medicaid eligibility during
12 the period of the Medicaid member's stay for which federal
13 financial participation is available.

14 4. Notwithstanding [section 8.33](#), moneys appropriated in
15 this section that remain unencumbered or unobligated at the
16 close of the fiscal year shall not revert but shall remain
17 available for expenditure for the purposes designated until the
18 close of the succeeding fiscal year.

19 Sec. 24. STATE RESOURCE CENTERS.

20 1. There is appropriated from the general fund of the
21 state to the department of human services for the fiscal year
22 beginning July 1, 2019, and ending June 30, 2020, the following
23 amounts, or so much thereof as is necessary, to be used for the
24 purposes designated:

25 a. For the state resource center at Glenwood for salaries,
26 support, maintenance, and miscellaneous purposes:

27 \$ 16,048,348

28 b. For the state resource center at Woodward for salaries,
29 support, maintenance, and miscellaneous purposes:

30 \$ 10,872,356

31 2. The department may continue to bill for state resource
32 center services utilizing a scope of services approach used for
33 private providers of intermediate care facilities for persons
34 with an intellectual disability services, in a manner which
35 does not shift costs between the medical assistance program,

1 counties, or other sources of funding for the state resource
2 centers.

3 3. The state resource centers may expand the time-limited
4 assessment and respite services during the fiscal year.

5 4. If the department's administration and the department
6 of management concur with a finding by a state resource
7 center's superintendent that projected revenues can reasonably
8 be expected to pay the salary and support costs for a new
9 employee position, or that such costs for adding a particular
10 number of new positions for the fiscal year would be less
11 than the overtime costs if new positions would not be added,
12 the superintendent may add the new position or positions. If
13 the vacant positions available to a resource center do not
14 include the position classification desired to be filled, the
15 state resource center's superintendent may reclassify any
16 vacant position as necessary to fill the desired position. The
17 superintendents of the state resource centers may, by mutual
18 agreement, pool vacant positions and position classifications
19 during the course of the fiscal year in order to assist one
20 another in filling necessary positions.

21 5. If existing capacity limitations are reached in
22 operating units, a waiting list is in effect for a service or
23 a special need for which a payment source or other funding
24 is available for the service or to address the special need,
25 and facilities for the service or to address the special need
26 can be provided within the available payment source or other
27 funding, the superintendent of a state resource center may
28 authorize opening not more than two units or other facilities
29 and begin implementing the service or addressing the special
30 need during fiscal year 2019-2020.

31 6. Notwithstanding [section 8.33](#), and notwithstanding
32 the amount limitation specified in [section 222.92](#), moneys
33 appropriated in this section that remain unencumbered or
34 unobligated at the close of the fiscal year shall not revert
35 but shall remain available for expenditure for the purposes

1 designated until the close of the succeeding fiscal year.

2 Sec. 25. SEXUALLY VIOLENT PREDATORS.

3 1. a. There is appropriated from the general fund of the
4 state to the department of human services for the fiscal year
5 beginning July 1, 2019, and ending June 30, 2020, the following
6 amount, or so much thereof as is necessary, to be used for the
7 purpose designated:

8 For costs associated with the commitment and treatment of
9 sexually violent predators in the unit located at the state
10 mental health institute at Cherokee, including costs of legal
11 services and other associated costs, including salaries,
12 support, maintenance, and miscellaneous purposes, and for not
13 more than the following full-time equivalent positions:

14	\$ 12,053,093
15	FTEs 139.00

16 b. The additional full-time equivalent positions authorized
17 in paragraph "a" shall include 7.00 clinical and support staff,
18 or comparable additional, full-time equivalent positions.

19 2. Unless specifically prohibited by law, if the amount
20 charged provides for recoupment of at least the entire amount
21 of direct and indirect costs, the department of human services
22 may contract with other states to provide care and treatment
23 of persons placed by the other states at the unit for sexually
24 violent predators at Cherokee. The moneys received under
25 such a contract shall be considered to be repayment receipts
26 and used for the purposes of the appropriation made in this
27 section.

28 3. Notwithstanding [section 8.33](#), moneys appropriated in
29 this section that remain unencumbered or unobligated at the
30 close of the fiscal year shall not revert but shall remain
31 available for expenditure for the purposes designated until the
32 close of the succeeding fiscal year.

33 Sec. 26. FIELD OPERATIONS.

34 1. There is appropriated from the general fund of the
35 state to the department of human services for the fiscal year

1 beginning July 1, 2019, and ending June 30, 2020, the following
2 amount, or so much thereof as is necessary, to be used for the
3 purposes designated:

4 For field operations, including salaries, support,
5 maintenance, and miscellaneous purposes, and for not more than
6 the following full-time equivalent positions:
7 \$ 55,396,906
8 FTEs 1,539.00

9 2. The additional full-time equivalent positions authorized
10 in subsection 1 shall include 29.00 full-time equivalent staff
11 positions to relieve caseloads and 6.00 full-time equivalent
12 positions related to the eligibility integrated application
13 solution (ELIAS) system.

14 3. Priority in filling full-time equivalent positions
15 shall be given to those positions related to child protection
16 services and eligibility determination for low-income families.

17 Sec. 27. GENERAL ADMINISTRATION. There is appropriated
18 from the general fund of the state to the department of human
19 services for the fiscal year beginning July 1, 2019, and ending
20 June 30, 2020, the following amount, or so much thereof as is
21 necessary, to be used for the purpose designated:

22 For general administration, including salaries, support,
23 maintenance, and miscellaneous purposes, and for not more than
24 the following full-time equivalent positions:
25 \$ 14,533,040
26 FTEs 294.00

27 1. The department shall report at least monthly to the
28 legislative services agency concerning the department's
29 operational and program expenditures.

30 2. Of the funds appropriated in this section, \$150,000 shall
31 be used to continue the contract for the provision of a program
32 to provide technical assistance, support, and consultation to
33 providers of habilitation services and home and community-based
34 services waiver services for adults with disabilities under the
35 medical assistance program.

1 3. Of the funds appropriated in this section, \$50,000
2 is transferred to the Iowa finance authority to be used
3 for administrative support of the council on homelessness
4 established in [section 16.2D](#) and for the council to fulfill its
5 duties in addressing and reducing homelessness in the state.

6 4. Of the funds appropriated in this section, \$200,000 shall
7 be transferred to and deposited in the administrative fund of
8 the Iowa ABLE savings plan trust created in [section 12I.4](#), to
9 be used for implementation and administration activities of the
10 Iowa ABLE savings plan trust.

11 5. Of the funds appropriated in this section, \$200,000 is
12 transferred to the economic development authority for the Iowa
13 commission on volunteer services to continue to be used for
14 RefugeeRISE AmeriCorps program established under [section 15H.8](#)
15 for member recruitment and training to improve the economic
16 well-being and health of economically disadvantaged refugees in
17 local communities across Iowa. Funds transferred may be used
18 to supplement federal funds under federal regulations.

19 6. Of the funds appropriated in this section, up to
20 \$1,000,000 shall be used as follows:

21 a. To fund not more than one full-time equivalent position
22 to address the department's responsibility to support the work
23 of the children's system state board and implementation of the
24 services required pursuant to 2018 Iowa Acts, chapter 1056,
25 section 13.

26 b. To support the cost of establishing and implementing new
27 or additional services required pursuant to 2018 Iowa Acts,
28 chapter 1056, and any legislation enacted by the 2019 general
29 assembly establishing a children's behavioral health system.

30 c. Of the amount allocated, \$32,000 shall be transferred
31 to the department of public health to support the costs of
32 establishing and implementing new or additional services
33 required pursuant to 2018 Iowa Acts, chapter 1056, and any
34 legislation enacted by the 2019 general assembly establishing a
35 children's behavioral health system.

1 d. Of the amount allocated, \$700,000 shall be distributed
2 in equal amounts to each of the mental health and disability
3 services regions for a children's behavioral health system
4 coordinator in each region.

5 Sec. 28. DEPARTMENT-WIDE DUTIES. There is appropriated
6 from the general fund of the state to the department of human
7 services for the fiscal year beginning July 1, 2019, and ending
8 June 30, 2020, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 For salaries, support, maintenance, and miscellaneous
11 purposes at facilities under the purview of the department of
12 human services:

13 \$ 2,879,274

14 Sec. 29. VOLUNTEERS. There is appropriated from the general
15 fund of the state to the department of human services for the
16 fiscal year beginning July 1, 2019, and ending June 30, 2020,
17 the following amount, or so much thereof as is necessary, to be
18 used for the purpose designated:

19 For development and coordination of volunteer services:

20 \$ 84,686

21 Sec. 30. CORPORATE TECHNOLOGY. There is appropriated
22 from the general fund of the state to the department of human
23 services for the fiscal year beginning July 1, 2019, and ending
24 June 30, 2020, the following amount, or so much thereof as is
25 necessary, to be used for the purposes designated:

26 For the purchase of department-wide technology and software
27 update needs:

28 \$ 1,294,895

29 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
30 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
31 DEPARTMENT OF HUMAN SERVICES.

32 1. a. (1) (a) For the fiscal year beginning July 1,
33 2019, the department shall rebase case-mix nursing facility
34 rates effective July 1, 2019, to the extent possible within the
35 state funding, including the \$20,479,942 appropriated for this

1 purpose.

2 (b) For the fiscal year beginning July 1, 2019, non-case-mix
3 and special population nursing facilities shall be reimbursed
4 in accordance with the methodology in effect on June 30 of the
5 prior fiscal year.

6 (c) For managed care claims, the department of human
7 services shall adjust the payment rate floor for nursing
8 facilities, annually, to maintain a rate floor that is no
9 lower than the Medicaid fee-for-service case-mix adjusted
10 rate calculated in accordance with subparagraph division
11 (a) and 441 IAC 81.6. The department shall then calculate
12 adjusted reimbursement rates, including but not limited to
13 add-on-payments, annually, and shall notify Medicaid managed
14 care organizations of the adjusted reimbursement rates within
15 30 days of determining the adjusted reimbursement rates. Any
16 adjustment of reimbursement rates under this subparagraph
17 division shall be budget neutral to the state budget.

18 (d) For the fiscal year beginning July 1, 2019, Medicaid
19 managed care long-term services and supports capitation
20 rates shall be adjusted to reflect the rebasing pursuant to
21 subparagraph division (a) for the patient populations residing
22 in Medicaid-certified nursing facilities.

23 (2) Medicaid managed care organizations shall adjust
24 facility-specific rates based upon payment rate listings issued
25 by the department. The rate adjustments shall be applied
26 prospectively from the effective date of the rate letter issued
27 by the department.

28 b. (1) For the fiscal year beginning July 1, 2019,
29 the department shall establish the pharmacy dispensing fee
30 reimbursement at \$10.07 per prescription, until a cost of
31 dispensing survey is completed. The actual dispensing fee
32 shall be determined by a cost of dispensing survey performed
33 by the department and required to be completed by all medical
34 assistance program participating pharmacies every two years,
35 adjusted as necessary to maintain expenditures within the

1 amount appropriated to the department for this purpose for the
2 fiscal year.

3 (2) The department shall utilize an average acquisition
4 cost reimbursement methodology for all drugs covered under the
5 medical assistance program in accordance with 2012 Iowa Acts,
6 chapter 1133, section 33.

7 c. (1) For the fiscal year beginning July 1, 2019,
8 reimbursement rates for outpatient hospital services shall
9 remain at the rates in effect on June 30, 2019, subject to
10 Medicaid program upper payment limit rules, and adjusted
11 as necessary to maintain expenditures within the amount
12 appropriated to the department for this purpose for the fiscal
13 year.

14 (2) For the fiscal year beginning July 1, 2019,
15 reimbursement rates for inpatient hospital services shall
16 remain at the rates in effect on June 30, 2019, subject to
17 Medicaid program upper payment limit rules, and adjusted
18 as necessary to maintain expenditures within the amount
19 appropriated to the department for this purpose for the fiscal
20 year.

21 (3) For the fiscal year beginning July 1, 2019, under both
22 fee-for-service and managed care administration of the Medicaid
23 program, critical access hospital reimbursement rates shall be
24 adjusted within the additional \$1,500,000 appropriated for this
25 purpose.

26 (4) For the fiscal year beginning July 1, 2019, the graduate
27 medical education and disproportionate share hospital fund
28 shall remain at the amount in effect on June 30, 2019, except
29 that the portion of the fund attributable to graduate medical
30 education shall be reduced in an amount that reflects the
31 elimination of graduate medical education payments made to
32 out-of-state hospitals.

33 (5) In order to ensure the efficient use of limited state
34 funds in procuring health care services for low-income Iowans,
35 funds appropriated in this Act for hospital services shall

1 not be used for activities which would be excluded from a
2 determination of reasonable costs under the federal Medicare
3 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

4 d. For the fiscal year beginning July 1, 2019, reimbursement
5 rates for hospices and acute psychiatric hospitals shall be
6 increased in accordance with increases under the federal
7 Medicare program or as supported by their Medicare audited
8 costs.

9 e. For the fiscal year beginning July 1, 2019, independent
10 laboratories and rehabilitation agencies shall be reimbursed
11 using the same methodology in effect on June 30, 2019.

12 f. (1) For the fiscal year beginning July 1, 2019,
13 reimbursement rates for home health agencies shall be rebased,
14 to the extent possible, within the state funding appropriated
15 for this purpose, and shall continue to be based on the
16 Medicare low utilization payment adjustment (LUPA) methodology
17 with state geographic wage adjustments to reflect the most
18 recent Medicare LUPA rates to the extent possible within the
19 state funding appropriated for this purpose.

20 (2) For the fiscal year beginning July 1, 2019, rates for
21 private duty nursing and personal care services under the early
22 and periodic screening, diagnostic, and treatment program
23 benefit shall be calculated based on the methodology in effect
24 on June 30, 2019.

25 g. For the fiscal year beginning July 1, 2019, federally
26 qualified health centers and rural health clinics shall receive
27 cost-based reimbursement for 100 percent of the reasonable
28 costs for the provision of services to recipients of medical
29 assistance.

30 h. For the fiscal year beginning July 1, 2019, the
31 reimbursement rates for dental services shall remain at the
32 rates in effect on June 30, 2019.

33 i. (1) For the fiscal year beginning July 1, 2019,
34 reimbursement rates for non-state-owned psychiatric medical
35 institutions for children shall be based on the reimbursement

1 methodology in effect on June 30, 2019.

2 (2) As a condition of participation in the medical
3 assistance program, enrolled providers shall accept the medical
4 assistance reimbursement rate for any covered goods or services
5 provided to recipients of medical assistance who are children
6 under the custody of a psychiatric medical institution for
7 children.

8 j. For the fiscal year beginning July 1, 2019, unless
9 otherwise specified in this Act, all noninstitutional medical
10 assistance provider reimbursement rates shall remain at the
11 rates in effect on June 30, 2019, except for area education
12 agencies, local education agencies, infant and toddler
13 services providers, home and community-based services providers
14 including consumer-directed attendant care providers under a
15 section 1915(c) or 1915(i) waiver, targeted case management
16 providers, and those providers whose rates are required to be
17 determined pursuant to [section 249A.20](#), or to meet federal
18 mental health parity requirements.

19 k. Notwithstanding any provision to the contrary, for the
20 fiscal year beginning July 1, 2019, the reimbursement rate for
21 anesthesiologists shall remain at the rates in effect on June
22 30, 2019, and updated on January 1, 2020, to align with the
23 most current Iowa Medicare anesthesia rate.

24 l. Notwithstanding [section 249A.20](#), for the fiscal year
25 beginning July 1, 2019, the average reimbursement rate for
26 health care providers eligible for use of the federal Medicare
27 resource-based relative value scale reimbursement methodology
28 under [section 249A.20](#) shall remain at the rate in effect on
29 June 30, 2019; however, this rate shall not exceed the maximum
30 level authorized by the federal government.

31 m. For the fiscal year beginning July 1, 2019, the
32 reimbursement rate for residential care facilities shall not
33 be less than the minimum payment level as established by the
34 federal government to meet the federally mandated maintenance
35 of effort requirement. The flat reimbursement rate for

1 facilities electing not to file annual cost reports shall not
2 be less than the minimum payment level as established by the
3 federal government to meet the federally mandated maintenance
4 of effort requirement.

5 n. For the fiscal year beginning July 1, 2019, the
6 reimbursement rates for inpatient mental health services
7 provided at hospitals shall remain at the rates in effect on
8 June 30, 2019, subject to Medicaid program upper payment limit
9 rules; and psychiatrists shall be reimbursed at the medical
10 assistance program fee-for-service rate in effect on June 30,
11 2019.

12 o. For the fiscal year beginning July 1, 2019, community
13 mental health centers may choose to be reimbursed for the
14 services provided to recipients of medical assistance through
15 either of the following options:

16 (1) For 100 percent of the reasonable costs of the services.

17 (2) In accordance with the alternative reimbursement rate
18 methodology approved by the department of human services in
19 effect on June 30, 2019.

20 p. For the fiscal year beginning July 1, 2019, the
21 reimbursement rate for providers of family planning services
22 that are eligible to receive a 90 percent federal match shall
23 remain at the rates in effect on June 30, 2019.

24 q. Unless otherwise subject to a tiered rate methodology,
25 for the fiscal year beginning July 1, 2019, the upper
26 limits and reimbursement rates for providers of home and
27 community-based services waiver services shall be reimbursed
28 using the reimbursement methodology in effect on June 30, 2019.

29 r. For the fiscal year beginning July 1, 2019, the
30 reimbursement rates for emergency medical service providers
31 shall remain at the rates in effect on June 30, 2019.

32 s. For the fiscal year beginning July 1, 2019, reimbursement
33 rates for substance-related disorder treatment programs
34 licensed under [section 125.13](#) shall remain at the rates in
35 effect on June 30, 2019.

1 t. For the fiscal year beginning July 1, 2019, assertive
2 community treatment per diem rates shall be adjusted to
3 reflect an actual average per diem cost within the additional
4 \$1,088,437 appropriated for this purpose.

5 u. For the fiscal year beginning July 1, 2019, the
6 department shall establish a reimbursement rate floor of
7 at least \$35 for the assisted living on-call service under
8 the home and community-based services elderly waiver. The
9 rate floor shall be applicable to both fee-for-service and
10 managed care administration of the Medicaid program, unless an
11 alternative rate or payment structure is mutually agreed upon
12 by the on-call service provider and the payor.

13 2. For the fiscal year beginning July 1, 2019, the
14 reimbursement rate for providers reimbursed under the
15 in-home-related care program shall not be less than the minimum
16 payment level as established by the federal government to meet
17 the federally mandated maintenance of effort requirement.

18 3. Unless otherwise directed in this section, when the
19 department's reimbursement methodology for any provider
20 reimbursed in accordance with this section includes an
21 inflation factor, this factor shall not exceed the amount
22 by which the consumer price index for all urban consumers
23 increased during the calendar year ending December 31, 2002.

24 4. Notwithstanding [section 234.38](#), for the fiscal
25 year beginning July 1, 2019, the foster family basic daily
26 maintenance rate and the maximum adoption subsidy rate for
27 children ages 0 through 5 years shall be \$16.78, the rate for
28 children ages 6 through 11 years shall be \$17.45, the rate for
29 children ages 12 through 15 years shall be \$19.10, and the
30 rate for children and young adults ages 16 and older shall
31 be \$19.35. For youth ages 18 to 21 who have exited foster
32 care, the preparation for adult living program maintenance rate
33 shall be \$602.70 per month. The maximum payment for adoption
34 subsidy nonrecurring expenses shall be limited to \$500 and the
35 disallowance of additional amounts for court costs and other

1 related legal expenses implemented pursuant to 2010 Iowa Acts,
2 chapter 1031, section 408, shall be continued.

3 5. For the fiscal year beginning July 1, 2019, the maximum
4 reimbursement rates for social services providers under
5 contract shall remain at the rates in effect on June 30, 2019,
6 or the provider's actual and allowable cost plus inflation for
7 each service, whichever is less. However, if a new service
8 or service provider is added after June 30, 2019, the initial
9 reimbursement rate for the service or provider shall be based
10 upon a weighted average of provider rates for similar services.

11 6. a. For the fiscal year beginning July 1, 2019, the
12 reimbursement rates for resource family recruitment and
13 retention contractors shall be established by contract.

14 b. For the fiscal year beginning July 1, 2019, the
15 reimbursement rates for supervised apartment living foster care
16 providers shall be established by contract.

17 7. For the fiscal year beginning July 1, 2019, the
18 reimbursement rate for group foster care providers shall be the
19 combined service and maintenance reimbursement rate established
20 by contract.

21 8. The group foster care reimbursement rates paid for
22 placement of children out of state shall be calculated
23 according to the same rate-setting principles as those used for
24 in-state providers, unless the director of human services or
25 the director's designee determines that appropriate care cannot
26 be provided within the state. The payment of the daily rate
27 shall be based on the number of days in the calendar month in
28 which service is provided.

29 9. a. For the fiscal year beginning July 1, 2019, the
30 reimbursement rate paid for shelter care and the child welfare
31 emergency services implemented to provide or prevent the need
32 for shelter care shall be established by contract.

33 b. For the fiscal year beginning July 1, 2019, the combined
34 service and maintenance components of the reimbursement rate
35 paid for shelter care services shall be based on the financial

1 and statistical report submitted to the department. The
2 maximum reimbursement rate shall be \$101.83 per day. The
3 department shall reimburse a shelter care provider at the
4 provider's actual and allowable unit cost, plus inflation, not
5 to exceed the maximum reimbursement rate.

6 c. Notwithstanding [section 232.141, subsection 8](#), for the
7 fiscal year beginning July 1, 2019, the amount of the statewide
8 average of the actual and allowable rates for reimbursement of
9 juvenile shelter care homes that is utilized for the limitation
10 on recovery of unpaid costs shall remain at the amount in
11 effect for this purpose in the fiscal year beginning July 1,
12 2018.

13 10. For the fiscal year beginning July 1, 2019, the
14 department shall calculate reimbursement rates for intermediate
15 care facilities for persons with an intellectual disability
16 at the 80th percentile. Beginning July 1, 2019, the rate
17 calculation methodology shall utilize the consumer price index
18 inflation factor applicable to the fiscal year beginning July
19 1, 2019.

20 11. Effective July 1, 2019, the child care provider
21 reimbursement rates shall remain at the rates in effect on June
22 30, 2019. The department shall set rates in a manner so as
23 to provide incentives for a nonregistered provider to become
24 registered by applying any increase only to registered and
25 licensed providers.

26 12. The department may adopt emergency rules to implement
27 this section.

28 Sec. 32. EMERGENCY RULES.

29 1. If specifically authorized by a provision of this
30 division of this Act, the department of human services or
31 the mental health and disability services commission may
32 adopt administrative rules under [section 17A.4, subsection](#)
33 [3, and section 17A.5, subsection 2](#), paragraph "b", to
34 implement the provisions of this division of this Act and
35 the rules shall become effective immediately upon filing or

1 on a later effective date specified in the rules, unless the
2 effective date of the rules is delayed or the applicability
3 of the rules is suspended by the administrative rules review
4 committee. Any rules adopted in accordance with this section
5 shall not take effect before the rules are reviewed by the
6 administrative rules review committee. The delay authority
7 provided to the administrative rules review committee under
8 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),
9 shall be applicable to a delay imposed under this section,
10 notwithstanding a provision in those sections making them
11 inapplicable to [section 17A.5, subsection 2](#), paragraph "b".
12 Any rules adopted in accordance with the provisions of this
13 section shall also be published as a notice of intended action
14 as provided in [section 17A.4](#).

15 2. If during a fiscal year, the department of human
16 services is adopting rules in accordance with this section
17 or as otherwise directed or authorized by state law, and the
18 rules will result in an expenditure increase beyond the amount
19 anticipated in the budget process or if the expenditure was
20 not addressed in the budget process for the fiscal year, the
21 department shall notify the persons designated by this division
22 of this Act for submission of reports, the chairpersons and
23 ranking members of the committees on appropriations, and
24 the department of management concerning the rules and the
25 expenditure increase. The notification shall be provided at
26 least 30 calendar days prior to the date notice of the rules
27 is submitted to the administrative rules coordinator and the
28 administrative code editor.

29 Sec. 33. REPORTS. Any reports or other information
30 required to be compiled and submitted under this Act during the
31 fiscal year beginning July 1, 2019, shall be submitted to the
32 chairpersons and ranking members of the joint appropriations
33 subcommittee on health and human services, the legislative
34 services agency, and the legislative caucus staffs on or
35 before the dates specified for submission of the reports or

1 information.

2 Sec. 34. EFFECTIVE UPON ENACTMENT. The following
3 provisions of this division of this Act, being deemed of
4 immediate importance, take effect upon enactment:

5 1. The provision relating to section 232.141 and directing
6 the state court administrator and the division administrator of
7 the department of human services division of child and family
8 services to make the determination, by June 15, 2019, of the
9 distribution of funds allocated for the payment of the expenses
10 of court-ordered services provided to juveniles which are a
11 charge upon the state.

DIVISION VI

HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

14 Sec. 35. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
15 appropriated from the pharmaceutical settlement account created
16 in section 249A.33 to the department of human services for the
17 fiscal year beginning July 1, 2019, and ending June 30, 2020,
18 the following amount, or so much thereof as is necessary, to be
19 used for the purpose designated:

20 Notwithstanding any provision of law to the contrary, to
21 supplement the appropriations made in this Act for medical
22 contracts under the medical assistance program for the fiscal
23 year beginning July 1, 2019, and ending June 30, 2020:

24 \$ 234,193

25 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
26 SERVICES. Notwithstanding any provision to the contrary and
27 subject to the availability of funds, there is appropriated
28 from the quality assurance trust fund created in section
29 249L.4 to the department of human services for the fiscal year
30 beginning July 1, 2019, and ending June 30, 2020, the following
31 amounts, or so much thereof as is necessary, for the purposes
32 designated:

33 To supplement the appropriation made in this Act from the
34 general fund of the state to the department of human services
35 for medical assistance for the same fiscal year:

1 cover the cost.

2 b. "Department" means the department of human services.

3 c. "Eligible child" means a child who has been adjudicated
4 delinquent, is at risk, or has been certified by the chief
5 juvenile court officer as eligible for court-ordered services.

6 d. "Graduated sanction services" includes community-based
7 interventions, school-based supervision, and supportive
8 enhancements provided in community-based settings to an
9 eligible child who is adjudicated delinquent or who is at risk
10 of adjudication.

11 2. The division of criminal and juvenile justice planning
12 of the department of human rights shall convene and provide
13 administrative support to a work group to review and develop
14 a plan to transfer the administration of graduated sanctions
15 and court-ordered services and funding and the oversight of
16 group foster care placements for eligible children from the
17 department to the office of the state court administrator.
18 The plan shall ensure that the office of the state court
19 administrator has the capacity, resources, and expertise to
20 manage the funding and services effectively.

21 3. a. In addition to a representative of the division of
22 criminal and juvenile justice planning of the department of
23 human rights, the membership of the work group shall include
24 but is not limited to representatives of all of the following:

25 (1) The judicial branch, including the state court
26 administrator or the state court administrator's designee,
27 a juvenile court judge, at least one chief juvenile court
28 officer, and a representative with fiscal and contract
29 experience.

30 (2) The department of human services, including
31 representatives with experience managing graduated sanctions
32 funding and group foster care placements.

33 (3) The department of justice.

34 (4) The juvenile justice advisory committee.

35 (5) Member and nonmember agencies of the coalition for

1 family and children's services in Iowa.

2 (6) Providers of community-based services for eligible
3 children.

4 (7) Providers of group foster care.

5 (8) Attorneys who represent children in juvenile justice
6 proceedings.

7 (9) County attorneys.

8 (10) Federal Title IV-E funding and services subject matter
9 experts.

10 (11) Individuals who formerly received services as eligible
11 children or their parents.

12 b. In addition, the work group membership shall include
13 four members of the general assembly. The legislative members
14 shall serve as ex officio, nonvoting members of the work group,
15 with one member to be appointed by each of the following: the
16 majority leader of the senate, the minority leader of the
17 senate, the speaker of the house of representatives, and the
18 minority leader of the house of representatives.

19 c. In addition to the members specified, the division
20 of criminal and juvenile justice planning may include other
21 stakeholders with interest or expertise on the work group.

22 d. Any expenses incurred by a member of the work group
23 shall be the responsibility of the individual member or the
24 respective entity represented by the member.

25 4. The work group shall do all of the following:

26 a. Develop an action plan to transfer the administration
27 of juvenile court graduated sanction services, court-ordered
28 services, and associated funding from the department to the
29 office of the state court administrator or other appropriate
30 state entity.

31 b. Develop an action plan to transfer the oversight of
32 group foster care services for eligible children from the
33 department to the office of the state court administrator or
34 other appropriate state entity with the necessary expertise to
35 provide such services.

1 c. Develop an action plan to transfer administration of the
2 juvenile detention home fund created in section 232.142 from
3 the department to the office of the state court administrator
4 or other appropriate state entity.

5 d. Evaluate current resources to determine the most
6 efficient means of suitably equipping the office of the state
7 court administrator or other appropriate state entity with
8 the policies and legal authority; staffing; contracting,
9 procurement, data, and quality assurance capabilities;
10 and other resources necessary to manage such funds and
11 associated services effectively. The evaluation shall
12 require collaboration with the department to manage transition
13 activities.

14 e. Recommend statutory and administrative policies and
15 court rules to promote collaborative case planning and quality
16 assurance between the department and juvenile court services
17 for youth who may be involved in both the child welfare and
18 juvenile justice systems or who may utilize the same providers
19 or services.

20 f. Determine the impact and role of the federal Family
21 First Prevention Services Act relative to the various funding
22 streams and services under the purview of the work group, and
23 recommend statutory and administrative policies and rules to
24 coordinate the duties of the work group with implementation and
25 administration of the federal Act.

26 g. Determine the role of the decategorization of child
27 welfare and juvenile justice funding initiative pursuant
28 to section 232.188 relative to the other funding streams
29 and services under the purview of the work group, and make
30 recommendations regarding the future of the initiative
31 including the potential transfer of administration of the
32 initiative from the department to the office of the state court
33 administrator or other appropriate state entity.

34 h. Consult with other state juvenile court systems and
35 subject matter experts to review administration of similar

1 programs, to glean information on lessons learned and best
2 practices, and to determine the types of community and
3 residential services that have demonstrated effectiveness for
4 eligible children.

5 5. The division of criminal and juvenile justice planning
6 of the department of human rights shall submit a report of the
7 findings and recommendations of the work group, including a
8 plan to implement the recommendations by July 1, 2021, to the
9 governor and the general assembly by December 15, 2019.

10 DIVISION VIII

11 MEDICAID MANAGED CARE CONTRACTS

12 Sec. 40. MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION
13 TO GENERAL ASSEMBLY. The department of human services shall
14 notify the chairpersons and ranking members of the joint
15 appropriations subcommittee on health and human services, the
16 legislative services agency, and the legislative caucus staffs
17 as follows:

18 1. Within thirty days of the execution of a Medicaid managed
19 care contract or amendment to a Medicaid managed care contract.

20 2. Within thirty days of the determination by the
21 department during each measurement year whether to return the
22 incentive payment withhold amount to the Medicaid managed care
23 organization based upon performance and the criteria used in
24 making the determination.

25 DIVISION IX

26 IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

27 Sec. 41. IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The
28 department on aging and the department of human services shall
29 continue to collaborate to develop a cost allocation plan
30 requesting Medicaid administrative funding to provide for the
31 claiming of federal financial participation for aging and
32 disability resource center activities that are performed to
33 assist with administration of the Medicaid program. By January
34 1, 2021, the department of human services shall submit to
35 the centers for Medicare and Medicaid services of the United

1 States department of health and human services any Medicaid
2 state plan amendment as necessary and shall enter into any
3 interagency agreement with the department on aging to implement
4 this section.

5

DIVISION X

6

DECATEGORIZATION FY 2017 CARRYOVER FUNDING

7 Sec. 42. DECATEGORIZATION CARRYOVER FUNDING FY 2017 —
8 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
9 subsection 5, paragraph "b", any state-appropriated moneys in
10 the funding pool that remained unencumbered or unobligated
11 at the close of the fiscal year beginning July 1, 2016, and
12 were deemed carryover funding to remain available for the two
13 succeeding fiscal years that still remain unencumbered or
14 unobligated at the close of the fiscal year beginning July 1,
15 2018, shall not revert but shall be transferred to the medical
16 assistance program for the fiscal year beginning July 1, 2019.

17 Sec. 43. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 Sec. 44. RETROACTIVE APPLICABILITY. This division of this
20 Act applies retroactively to July 1, 2018.

21

DIVISION XI

22

PRIOR APPROPRIATIONS AND OTHER PROVISIONS

23

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

24 Sec. 45. 2017 Iowa Acts, chapter 174, section 45, as amended
25 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read
26 as follows:

27

SEC. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

28 GRANT. There is appropriated from the fund created in section
29 8.41 to the department of human services for the fiscal year
30 beginning July 1, 2018, and ending June 30, 2019, from moneys
31 received under the federal temporary assistance for needy
32 families (TANF) block grant pursuant to the federal Personal
33 Responsibility and Work Opportunity Reconciliation Act of 1996,
34 Pub. L. No. 104-193, and successor legislation, the following
35 amounts, or so much thereof as is necessary, to be used for the

1 purposes designated:

2 1. To be credited to the family investment program account

3 and used for assistance under the family investment program

4 under [chapter 239B](#):

5 \$ ~~4,539,006~~

6 4,025,108

7 2. To be credited to the family investment program account

8 and used for the job opportunities and basic skills (JOBS)

9 program and implementing family investment agreements in

10 accordance with [chapter 239B](#):

11 \$ ~~5,412,060~~

12 5,192,060

13 3. To be used for the family development and

14 self-sufficiency grant program in accordance with section

15 216A.107:

16 \$ ~~2,883,980~~

17 2,898,980

18 Notwithstanding [section 8.33](#), moneys appropriated in this

19 subsection that remain unencumbered or unobligated at the close

20 of the fiscal year shall not revert but shall remain available

21 for expenditure for the purposes designated until the close of

22 the succeeding fiscal year. However, unless such moneys are

23 encumbered or obligated on or before September 30, 2019, the

24 moneys shall revert.

25 4. For field operations:

26 \$ ~~31,296,232~~

27 32,465,681

28 5. For general administration:

29 \$ 3,744,000

30 6. For state child care assistance:

31 \$ 47,166,826

32 a. Of the funds appropriated in this subsection,

33 \$26,205,412 is transferred to the child care and development

34 block grant appropriation made by the Eighty-seventh General

35 Assembly, 2018 session, for the federal fiscal year beginning

1 October 1, 2018, and ending September 30, 2019. Of this
2 amount, \$200,000 shall be used for provision of educational
3 opportunities to registered child care home providers in order
4 to improve services and programs offered by this category
5 of providers and to increase the number of providers. The
6 department may contract with institutions of higher education
7 or child care resource and referral centers to provide
8 the educational opportunities. Allowable administrative
9 costs under the contracts shall not exceed 5 percent. The
10 application for a grant shall not exceed two pages in length.

11 b. Any funds appropriated in this subsection remaining
12 unallocated shall be used for state child care assistance
13 payments for families who are employed including but not
14 limited to individuals enrolled in the family investment
15 program.

16 7. For child and family services:

17 \$ 32,380,654

18 8. For child abuse prevention grants:

19 \$ 125,000

20 9. For pregnancy prevention grants on the condition that
21 family planning services are funded:

22 \$ 1,913,203
23 1,890,203

24 Pregnancy prevention grants shall be awarded to programs
25 in existence on or before July 1, 2018, if the programs have
26 demonstrated positive outcomes. Grants shall be awarded to
27 pregnancy prevention programs which are developed after July
28 1, 2018, if the programs are based on existing models that
29 have demonstrated positive outcomes. Grants shall comply with
30 the requirements provided in 1997 Iowa Acts, chapter 208,
31 section 14, subsections 1 and 2, including the requirement that
32 grant programs must emphasize sexual abstinence. Priority in
33 the awarding of grants shall be given to programs that serve
34 areas of the state which demonstrate the highest percentage of
35 unplanned pregnancies of females of childbearing age within the

1 geographic area to be served by the grant.

2 10. For technology needs and other resources necessary
3 to meet federal welfare reform reporting, tracking, and case
4 management requirements:

5 \$ ~~1,037,186~~
6 862,186

7 11. a. Notwithstanding any provision to the contrary,
8 including but not limited to requirements in [section 8.41](#) or
9 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
10 appropriation of federal block grants, federal funds from the
11 temporary assistance for needy families block grant received by
12 the state and not otherwise appropriated in this section and
13 remaining available for the fiscal year beginning July 1, 2018,
14 are appropriated to the department of human services to the
15 extent as may be necessary to be used in the following priority
16 order: the family investment program, for state child care
17 assistance program payments for families who are employed, and
18 for the family investment program share of system costs for
19 eligibility determination and related functions. The federal
20 funds appropriated in this paragraph "a" shall be expended
21 only after all other funds appropriated in subsection 1 for
22 assistance under the family investment program, in subsection 6
23 for child care assistance, or in subsection 10 for technology
24 costs related to the family investment program, as applicable,
25 have been expended. For the purposes of this subsection, the
26 funds appropriated in subsection 6, paragraph "a", for transfer
27 to the child care and development block grant appropriation
28 are considered fully expended when the full amount has been
29 transferred.

30 b. The department shall, on a quarterly basis, advise the
31 legislative services agency and department of management of
32 the amount of funds appropriated in this subsection that was
33 expended in the prior quarter.

34 12. Of the amounts appropriated in this section,
35 \$12,962,008 for the fiscal year beginning July 1, 2018, is

1 transferred to the appropriation of the federal social services
2 block grant made to the department of human services for that
3 fiscal year.

4 13. For continuation of the program providing categorical
5 eligibility for the food assistance program as specified
6 for the program in the section of this division of this Act
7 relating to the family investment program account:

8	\$	14,236
9		<u>13,000</u>

10 14. The department may transfer funds allocated in this
11 section to the appropriations made in this division of this Act
12 for the same fiscal year for general administration and field
13 operations for resources necessary to implement and operate the
14 services referred to in this section and those funded in the
15 appropriation made in this division of this Act for the same
16 fiscal year for the family investment program from the general
17 fund of the state.

18 15. With the exception of moneys allocated under this
19 section for the family development and self-sufficiency grant
20 program, to the extent moneys allocated in this section are
21 deemed by the department not to be necessary to support the
22 purposes for which they are allocated, such moneys may be
23 used in the same fiscal year for any other purpose for which
24 funds are allocated in this section or in section 7 of this
25 division for the family investment program account. If there
26 are conflicting needs, priority shall first be given to the
27 family investment program account as specified under subsection
28 1 of this section and used for the purposes of assistance under
29 the family investment program under [chapter 239B](#), followed by
30 state child care assistance program payments for families who
31 are employed, followed by other priorities as specified by the
32 department.

33 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

34 Sec. 46. 2017 Iowa Acts, chapter 174, section 46, subsection
35 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is

1 amended to read as follows:

2 4. Moneys appropriated in this division of this Act and
3 credited to the FIP account for the fiscal year beginning July
4 1, 2018, and ending June 30, 2019, are allocated as follows:

5 a. To be retained by the department of human services to
6 be used for coordinating with the department of human rights
7 to more effectively serve participants in FIP and other shared
8 clients and to meet federal reporting requirements under the
9 federal temporary assistance for needy families block grant:

10 \$ ~~5,000~~
11 20,000

12 b. To the department of human rights for staffing,
13 administration, and implementation of the family development
14 and self-sufficiency grant program in accordance with section
15 216A.107:

16 \$ 6,192,834

17 (1) Of the funds allocated for the family development
18 and self-sufficiency grant program in this paragraph "b",
19 not more than 5 percent of the funds shall be used for the
20 administration of the grant program.

21 (2) The department of human rights may continue to implement
22 the family development and self-sufficiency grant program
23 statewide during fiscal year 2018-2019.

24 (3) The department of human rights may engage in activities
25 to strengthen and improve family outcomes measures and
26 data collection systems under the family development and
27 self-sufficiency grant program.

28 c. For the diversion subaccount of the FIP account:

29 \$ ~~749,694~~
30 815,000

31 A portion of the moneys allocated for the subaccount may
32 be used for field operations, salaries, data management
33 system development, and implementation costs and support
34 deemed necessary by the director of human services in order to
35 administer the FIP diversion program. To the extent moneys

1 allocated in this paragraph "c" are deemed by the department
2 not to be necessary to support diversion activities, such
3 moneys may be used for other efforts intended to increase
4 engagement by family investment program participants in work,
5 education, or training activities, or for the purposes of
6 assistance under the family investment program in accordance
7 with [chapter 239B](#).

8 d. For the food assistance employment and training program:
9 \$ 66,588

10 (1) The department shall apply the federal supplemental
11 nutrition assistance program (SNAP) employment and training
12 state plan in order to maximize to the fullest extent permitted
13 by federal law the use of the 50 percent federal reimbursement
14 provisions for the claiming of allowable federal reimbursement
15 funds from the United States department of agriculture
16 pursuant to the federal SNAP employment and training program
17 for providing education, employment, and training services
18 for eligible food assistance program participants, including
19 but not limited to related dependent care and transportation
20 expenses.

21 (2) The department shall continue the categorical federal
22 food assistance program eligibility at 160 percent of the
23 federal poverty level and continue to eliminate the asset test
24 from eligibility requirements, consistent with federal food
25 assistance program requirements. The department shall include
26 as many food assistance households as is allowed by federal
27 law. The eligibility provisions shall conform to all federal
28 requirements including requirements addressing individuals who
29 are incarcerated or otherwise ineligible.

30 e. For the JOBS program:
31 \$ ~~12,139,821~~
32 11,919,821

33 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

34 Sec. 47. 2017 Iowa Acts, chapter 174, section 51, unnumbered
35 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,

1 section 18, is amended to read as follows:

2 For medical assistance program reimbursement and associated
3 costs as specifically provided in the reimbursement
4 methodologies in effect on June 30, 2018, except as otherwise
5 expressly authorized by law, consistent with options under
6 federal law and regulations, and contingent upon receipt of
7 approval from the office of the governor of reimbursement for
8 each abortion performed under the program:

9 \$ ~~1,337,841,375~~
10 1,488,141,375

11 GROUP FOSTER CARE REALLOCATION

12 Sec. 48. 2017 Iowa Acts, chapter 174, section 57, subsection
13 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,
14 section 28, is amended to read as follows:

15 a. Of the funds appropriated in this section, up to
16 \$34,536,648 is allocated as the statewide expenditure target
17 under [section 232.143](#) for group foster care maintenance and
18 services. If the department projects that such expenditures
19 for the fiscal year will be less than the target amount
20 allocated in this paragraph "a", the department may reallocate
21 the excess to provide additional funding for family foster
22 care, independent living, family safety, risk and permanency
23 services, shelter care, or the child welfare emergency services
24 addressed with the allocation for shelter care.

25 SHELTER CARE ALLOCATION

26 Sec. 49. 2017 Iowa Acts, chapter 174, section 57, subsection
27 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
28 amended to read as follows:

29 ~~6. Notwithstanding [section 234.35](#) or any other provision of~~
30 ~~law to the contrary, state funding~~ Of the funds appropriated
31 in this section, a sufficient amount is allocated for shelter
32 care and the child welfare emergency services contracting
33 implemented to provide for or prevent the need for shelter care
34 ~~shall be limited to \$8,096,158.~~

35 OTHER FUNDING FOR CHILD WELFARE SERVICES

1 Sec. 50. 2017 Iowa Acts, chapter 174, section 57, subsection
2 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
3 amended by adding the following new subsection:

4 NEW SUBSECTION. 24. If a separate funding source is
5 identified that reduces the need for state funds within an
6 allocation under this section, the allocated state funds may be
7 redistributed to other allocations under this section for the
8 same fiscal year.

9 MEDICAID — INITIAL THREE-DAY REIMBURSEMENT

10 Sec. 51. 2018 Iowa Acts, chapter 1165, section 128,
11 subsection 2, paragraph a, is amended to read as follows:

12 a. If a Medicaid member is receiving court-ordered services
13 ~~or treatment~~ for a substance-related disorder pursuant to
14 ~~chapter 125~~ or for a mental illness pursuant to ~~chapter 229~~,
15 such services ~~or treatment~~ shall be provided and reimbursed
16 for an initial period of three days before a managed care
17 organization may apply medical necessity criteria to determine
18 ~~the most~~ if continuation of the service is appropriate
19 ~~services, treatment, or placement for the Medicaid member.~~

20 Sec. 52. EFFECTIVE DATE. This division of this Act, being
21 deemed of immediate importance, takes effect upon enactment.

22 Sec. 53. RETROACTIVE APPLICABILITY. This division of this
23 Act applies retroactively to July 1, 2018.

24 DIVISION XII

25 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL

26 Sec. 54. Section 249M.5, Code 2019, is amended to read as
27 follows:

28 **249M.5 Future repeal.**

29 This chapter is repealed July 1, ~~2019~~ 2021.

30 Sec. 55. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION XIII

33 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

34 Sec. 56. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
35 OF FUNDS. Notwithstanding section 331.432, a county with a

1 population of over 300,000 based on the most recent federal
2 decennial census, may transfer funds from any other fund of the
3 county to the mental health and disability regional services
4 fund for the purposes of providing mental health and disability
5 services for the fiscal year beginning July 1, 2019, and
6 ending June 30, 2020. The county shall submit a report to
7 the governor and the general assembly by September 1, 2020,
8 including the source of any funds transferred, the amount of
9 the funds transferred, and the mental health and disability
10 services provided with the transferred funds.

11 DIVISION XIV

12 APPROPRIATION TO BOARD OF REGENTS — PSYCHIATRIC PROFESSIONALS

13 Sec. 57. There is appropriated from the general fund of
14 the state to the state board of regents for the fiscal year
15 beginning July 1, 2019, and ending June 30, 2020, the following
16 amounts, or so much thereof as is necessary, to be used for the
17 purposes designated:

18 1. For rural psychiatric residencies to support the annual
19 creation and training of four psychiatric residents who will
20 provide mental health services in underserved areas of the
21 state:

22 \$ 400,000

23 2. For psychiatric training to increase access to mental
24 health care services by expanding the mental health workforce
25 via training of additional physician assistants and nurse
26 practitioners:

27 \$ 150,000

28 DIVISION XV

29 MEDICAL ASSISTANCE ADVISORY COUNCIL

30 Sec. 58. Section 217.3, subsection 4, Code 2019, is amended
31 to read as follows:

32 4. Approve the budget of the department of human services
33 prior to submission to the governor. Prior to approval of the
34 budget, the council shall publicize and hold a public hearing
35 to provide explanations and hear questions, opinions, and

1 suggestions regarding the budget. Invitations to the hearing
2 shall be extended to the governor, the governor-elect, the
3 director of the department of management, and other persons
4 deemed by the council as integral to the budget process. The
5 budget materials submitted to the governor shall include a
6 review of options for revising the medical assistance program
7 made available by federal action or by actions implemented
8 by other states as identified by the department, the medical
9 assistance advisory council ~~and the executive committee of the~~
10 ~~medical assistance advisory council~~ created in [section 249A.4B](#),
11 and by county representatives. The review shall address what
12 potential revisions could be made in this state and how the
13 changes would be beneficial to Iowans.

14 Sec. 59. Section 249A.4B, Code 2019, is amended to read as
15 follows:

16 **249A.4B Medical assistance advisory council.**

17 1. A medical assistance advisory council is created to
18 comply with [42 C.F.R. §431.12](#) based on section 1902(a)(4) of
19 the federal Social Security Act and to advise the director
20 about health and medical care services under the medical
21 assistance program. The council shall meet no more than
22 quarterly. The director of public health and a public member
23 of the council selected by the public members of the council
24 ~~specified in [subsection 2](#), paragraph "b"~~, shall serve as
25 co-chairpersons of the council.

26 2. a. The council shall consist of the following voting
27 members:

28 (1) Five professional or business entity members selected
29 by the entities specified pursuant to subsection 3, paragraph
30 "a".

31 (2) Five public members appointed pursuant to subsection 3,
32 paragraph "b". Of the five public members, at least one member
33 shall be a recipient of medical assistance.

34 b. The council shall include all of the following nonvoting
35 members:

1 (1) The director of public health, or the director's
2 designee.

3 (2) The director of the department on aging, or the
4 director's designee.

5 (3) The long-term care ombudsman, or the long-term care
6 ombudsman's designee.

7 (4) The dean of Des Moines university – osteopathic medical
8 center, or the dean's designee.

9 (5) The dean of the university of Iowa college of medicine,
10 or the dean's designee.

11 (6) A member of the hawk-i board created in section 514I.5,
12 selected by the members of the hawk-i board.

13 (7) The following members of the general assembly, each for
14 a term of two years as provided in section 69.16B:

15 (a) Two members of the house of representatives, one
16 appointed by the speaker of the house of representatives
17 and one appointed by the minority leader of the house of
18 representatives from their respective parties.

19 (b) Two members of the senate, one appointed by the
20 president of the senate after consultation with the majority
21 leader of the senate and one appointed by the minority leader
22 of the senate.

23 ~~2.~~ 3. The voting membership of the council shall include
24 all of the following voting members be selected or appointed
25 as follows:

26 a. The five professional or business entity members shall
27 be selected by the entities specified under this paragraph "a".
28 The five professional or business entity members selected shall
29 be the president, or the president's representative, of each
30 of the following professional or business entities entity, or
31 a member of each of the following professional or business
32 entities, selected entity, designated by the entity+.

33 (1) The Iowa medical society.

34 (2) The Iowa osteopathic medical association.

35 (3) The Iowa academy of family physicians.

1 (4) The Iowa chapter of the American academy of pediatrics.
2 (5) The Iowa physical therapy association.
3 (6) The Iowa dental association.
4 (7) The Iowa nurses association.
5 (8) The Iowa pharmacy association.
6 (9) The Iowa podiatric medical society.
7 (10) The Iowa optometric association.
8 (11) The Iowa association of community providers.
9 (12) The Iowa psychological association.
10 (13) The Iowa psychiatric society.
11 (14) The Iowa chapter of the national association of social
12 workers.
13 (15) The coalition for family and children's services in
14 Iowa.
15 (16) The Iowa hospital association.
16 (17) The Iowa association of rural health clinics.
17 (18) The Iowa primary care association.
18 (19) Free clinics of Iowa.
19 (20) The opticians' association of Iowa, inc.
20 (21) The Iowa association of hearing health professionals.
21 (22) The Iowa speech and hearing association.
22 (23) The Iowa health care association.
23 (24) The Iowa association of area agencies on aging.
24 (25) AARP.
25 (26) The Iowa caregivers association.
26 (27) Leading age Iowa.
27 (28) The Iowa association for home care.
28 (29) The Iowa council of health care centers.
29 (30) The Iowa physician assistant society.
30 (31) The Iowa association of nurse practitioners.
31 (32) The Iowa nurse practitioner society.
32 (33) The Iowa occupational therapy association.
33 (34) The ARC of Iowa, formerly known as the association for
34 retarded citizens of Iowa.
35 (35) The national alliance on mental illness.

1 (36) The Iowa state association of counties.

2 (37) The Iowa developmental disabilities council.

3 (38) The Iowa chiropractic society.

4 (39) The Iowa academy of nutrition and dietetics.

5 (40) The Iowa behavioral health association.

6 (41) The midwest association for medical equipment services
7 or an affiliated Iowa organization.

8 ~~b. Ten~~ The five public members shall be public
9 representatives which may include members of consumer groups,
10 including recipients of medical assistance or their families,
11 consumer organizations, and others, appointed by the governor
12 for staggered terms of two years each, none of whom shall be
13 members of, or practitioners of, or have a pecuniary interest
14 in any of the professional or business entities specifically
15 represented under paragraph "a", ~~and a majority of whom shall be~~
16 ~~current or former recipients of medical assistance or members~~
17 ~~of the families of current or former recipients.~~

18 ~~c. A member of the hawk-i board created in~~ section 514I.5,
19 ~~selected by the members of the hawk-i board.~~

20 ~~3. The council shall include all of the following nonvoting~~
21 ~~members:~~

22 ~~a. The director of public health, or the director's~~
23 ~~designee.~~

24 ~~b. The director of the department on aging, or the~~
25 ~~director's designee.~~

26 ~~c. The long-term care ombudsman, or the long-term care~~
27 ~~ombudsman's designee.~~

28 ~~d. The dean of Des Moines university — osteopathic medical~~
29 ~~center, or the dean's designee.~~

30 ~~e. The dean of the university of Iowa college of medicine,~~
31 ~~or the dean's designee.~~

32 ~~f. The following members of the general assembly, each for a~~
33 ~~term of two years as provided in~~ section 69.16B:

34 ~~{1} Two members of the house of representatives, one~~
35 ~~appointed by the speaker of the house of representatives~~

1 ~~and one appointed by the minority leader of the house of~~
2 ~~representatives from their respective parties.~~

3 ~~(2) Two members of the senate, one appointed by the~~
4 ~~president of the senate after consultation with the majority~~
5 ~~leader of the senate and one appointed by the minority leader~~
6 ~~of the senate.~~

7 ~~4. a. An executive committee of the council is created and~~
8 ~~shall consist of the following members of the council:~~

9 ~~(1) Five of the professional or business entity members~~
10 ~~designated pursuant to subsection 2, paragraph "a", and~~
11 ~~selected by the members specified under that paragraph, as~~
12 ~~voting members.~~

13 ~~(2) Five of the public members appointed pursuant to~~
14 ~~subsection 2, paragraph "b", and selected by the members~~
15 ~~specified under that paragraph, as voting members. Of the five~~
16 ~~public members, at least one member shall be a recipient of~~
17 ~~medical assistance.~~

18 ~~(3) The director of public health, or the director's~~
19 ~~designee, as a nonvoting member.~~

20 ~~b. The executive committee shall meet on a monthly basis.~~
21 ~~The director of public health and the public member serving as~~
22 ~~co-chairperson of the council shall serve as co-chairpersons of~~
23 ~~the executive committee.~~

24 ~~c. 4. Based upon the deliberations of the council and the~~
25 ~~executive committee, the executive committee council shall make~~
26 ~~recommendations to the director regarding the budget, policy,~~
27 ~~and administration of the medical assistance program.~~

28 ~~5. For each council meeting, other than those held during~~
29 ~~the time the general assembly is in session, each legislative~~
30 ~~member of the council shall be reimbursed for actual travel~~
31 ~~and other necessary expenses and shall receive a per diem as~~
32 ~~specified in section 7E.6 for each day in attendance, as shall~~
33 ~~the members of the council or the executive committee who are~~
34 ~~recipients or the family members of recipients of medical~~
35 ~~assistance, regardless of whether the general assembly is in~~

1 session.

2 6. The department shall provide staff support and
3 independent technical assistance to the council ~~and the~~
4 ~~executive committee.~~

5 7. The director shall consider the recommendations offered
6 by the council ~~and the executive committee~~ in the director's
7 preparation of medical assistance budget recommendations to
8 the council on human services pursuant to [section 217.3](#) and in
9 implementation of medical assistance program policies.

10 DIVISION XVI

11 TELEPHARMACY

12 Sec. 60. Section 155A.13, subsection 3, Code 2019, is
13 amended to read as follows:

14 3. *a.* The board may issue a special or limited-use pharmacy
15 license based upon special conditions of use imposed pursuant
16 to rules adopted by the board for cases in which the board
17 determines that certain requirements may be waived.

18 *b.* The board shall adopt rules for the issuance of a special
19 or limited-use pharmacy license to a telepharmacy site. The
20 rules shall address:

21 (1) Requirements for establishment and operation of a
22 telepharmacy site, including but not limited to physical
23 requirements and required policies and procedures.

24 (2) Requirements for being a managing pharmacy.

25 (3) Requirements governing operating agreements between
26 telepharmacy sites and managing pharmacies.

27 (4) Training and experience required for certified pharmacy
28 technicians working at a telepharmacy site.

29 (5) Requirements for a pharmacist providing services to and
30 supervising a telepharmacy site.

31 (6) Any other health and safety concerns associated with a
32 telepharmacy site.

33 ~~*c.* The board shall not issue a special or limited-use~~
34 ~~pharmacy license to a proposed telepharmacy site if a licensed~~
35 ~~pharmacy that dispenses prescription drugs to outpatients is~~

1 ~~located within ten miles by the shortest driving distance of~~
2 ~~the proposed telepharmacy site unless the proposed telepharmacy~~
3 ~~site is located on property owned, operated, or leased~~
4 ~~by the state or unless the proposed telepharmacy site is~~
5 ~~located within a hospital campus and is limited to inpatient~~
6 ~~dispensing. The mileage requirement does not apply to a~~
7 ~~telepharmacy site that has been approved by the board and is~~
8 ~~operating as a telepharmacy prior to July 1, 2016.~~

9 ~~d. An applicant seeking a special or limited-use pharmacy~~
10 ~~license for a proposed telepharmacy site that does not meet the~~
11 ~~mileage requirement established in paragraph "c" and is not~~
12 ~~statutorily exempt from the mileage requirement may apply to~~
13 ~~the board for a waiver of the mileage requirement. A waiver~~
14 ~~request shall only be granted if the applicant can demonstrate~~
15 ~~to the board that the proposed telepharmacy site is located in~~
16 ~~an area where there is limited access to pharmacy services and~~
17 ~~can establish the existence of compelling circumstances that~~
18 ~~justify waiving the mileage requirement. The board's decision~~
19 ~~to grant or deny a waiver request shall be a proposed decision~~
20 ~~subject to mandatory review by the director of public health.~~
21 ~~The director shall review a proposed decision and shall have~~
22 ~~the power to approve, modify, or veto a proposed decision. The~~
23 ~~director's decision on a waiver request shall be considered~~
24 ~~final agency action subject to judicial review under chapter~~
25 ~~17A.~~

26 ~~e. c.~~ The board shall issue a special or limited-use
27 pharmacy license to a telepharmacy site that meets the minimum
28 requirements established by the board by rule.

29 DIVISION XVII

30 MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY ADMITTED FOR
31 PERMANENT RESIDENCE

32 Sec. 61. MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY
33 ADMITTED FOR PERMANENT RESIDENCE IN THE UNITED STATES WITHOUT
34 APPLICATION OF FIVE-YEAR WAITING PERIOD.

35 1. The department of human services shall seek a waiver from

1 the centers for Medicare and Medicaid services of the United
2 States department of health and human services to provide
3 coverage under the Medicaid program for pregnant women lawfully
4 admitted for permanent residence in the United States, without
5 application of the five-year waiting period.

6 2. If federal approval is received by the department, the
7 department shall provide Medicaid coverage for pregnant women
8 lawfully admitted for permanent residence in the United States,
9 without application of the five-year waiting period, effective
10 the first day of the month following the department's receipt
11 of federal approval.

12 3. The department of human services may adopt emergency
13 rules to implement this section.

14 DIVISION XVIII

15 CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW

16 Sec. 62. REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES
17 FOR CO-OCCURRING CONDITIONS. The director of the department
18 of public health and the director of the department of human
19 services shall develop recommendations for the enhanced
20 delivery of co-occurring conditions services. The directors
21 shall examine the current service delivery system to identify
22 opportunities for reducing the administrative burden on the
23 departments and providers, evaluate the use of an integrated
24 helpline and website and improvements in data collection
25 and sharing of outcomes, and create a structure for ongoing
26 collaboration. The directors shall submit a report including
27 findings, a five-year plan to address co-occurring conditions
28 across provider types and payors, and other recommendations to
29 the governor and general assembly by December 15, 2019.

30 DIVISION XIX

31 MEDICAID MANAGED CARE TERMINATION — EXPEDITED CLAIMS DISPUTE
32 PROCESS

33 Sec. 63. MEDICAID MANAGED CARE TERMINATION — EXPEDITED
34 CLAIMS DISPUTE PROCESS. No later than July 1, 2019, the
35 department of human services shall require an expedited claims

1 dispute process for all outstanding claims to be applicable
2 if a managed care organization terminates coverage under the
3 Medicaid program. Such an expedited claims dispute process
4 shall, beginning on the date a managed care organization
5 terminates coverage, allow a provider, a member, or a member's
6 authorized representative the option to dispute the managed
7 care organization's claim adjudication within the required time
8 frames and consistent with this section. The managed care
9 organization shall report all disputed claims being processed
10 and the outcomes of such disputed claims to the department on a
11 monthly basis for at least two years following termination of
12 the managed care organization's contract with the state.

13 Sec. 64. EFFECTIVE DATE. This division of this Act, being
14 deemed of immediate importance, takes effect upon enactment.

15 DIVISION XX

16 MEDICAID MEDICAL PRIOR AUTHORIZATION — UNIFORM PROCESS —
17 CENTRAL PORTAL

18 Sec. 65. MEDICAID — MEDICAL PRIOR AUTHORIZATION UNIFORM
19 PROCESS. The department of human services shall adopt rules
20 pursuant to chapter 17A by October 1, 2019, to require that
21 both managed care and fee-for-service payment and delivery
22 systems utilize a uniform process, including but not limited to
23 uniform forms, information requirements, and time frames, to
24 request medical prior authorization under the Medicaid program.
25 The rules shall require the managed care organizations,
26 by contract, to implement the uniform process by a date as
27 determined by the department.

28 Sec. 66. MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL
29 PORTAL — REVIEW. The department shall review the costs
30 associated with expanding the medical assistance management
31 information system to integrate a single, statewide system to
32 serve as a central portal for submission of all medical prior
33 authorization requests for the Medicaid program. The portal
34 shall not be designed to make or review final determinations
35 of managed care organization medical prior authorization

1 requests, but shall only serve as a conduit to deliver medical
2 prior authorization requests to the appropriate managed care
3 organization. The results of the study shall be submitted to
4 the governor and the general assembly no later than March 31,
5 2020.

6 Sec. 67. EFFECTIVE DATE. This division of this Act, being
7 deemed of immediate importance, takes effect upon enactment.>

COMMITTEE ON APPROPRIATIONS

MICHAEL BREITBACH, CHAIRPERSON